

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 8:37 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Redlegation of 3(g) Authority
Attachments: Executive Order Redlegation From Commissioner to OFO SES Draft 2-1-17.docx

All,

Please be advised the DFO has been granted the authority to “**adjudicate all exceptions related to the subject Executive Order**”.

In order to receive approval for an exemption request please continue to submit requests using the existing templates to the BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES Email mail box.

As a reminder a detailed (b)(7)(E) secondary inspection is required prior to requesting DFO approval for an exemption.

(b)(7)(E)

DELEGATED BY

Commissioner

DELEGATED TO

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

SOURCE OF AUTHORITY BEING DELEGATED

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

Memorandum from Counsel to the President to the Acting Secretary of State, the Acting Attorney General, and the Secretary of Homeland Security, entitled "Authoritative Guidance on Executive Order Entitled "Protecting the Nation from Foreign Terrorist Entry into the United States (Jan. 27, 2017)" (February 1, 2017).

DELEGATION

Authority under Section 3(g) of the Executive Order to issue a visa or other immigration benefits to nationals of countries for which visas and benefits are otherwise blocked under Section 3 of the Executive Order, on a case-by-case basis, and when in the national interest of the United States. Prior to taking any such action, the individual who is the subject of the action must be subjected to a thorough examination by an immigration officer. Pursuant to clarifying and authoritative guidance received from Counsel to the President on February 1, 2017, Sections 3(c) and 3(e) of the Executive Order do not apply to lawful permanent residents of the United States.

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

(b)(7)(E)

(b)(7)(E)

This authority may not be further delegated.

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection

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

From: FERRARA, WILLIAM
Sent: Thursday, February 02, 2017 7:24 AM
To: (b)(6), (b)(7)(C)

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

Subject: FW: Redlegation of 3(g) Authority

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

Please issues this delegation order to field leadership and as appropriate. Also reinforce that the need to provide the same information and format will be required for me to consider approval. The granting authority for exemptions has changed not any of the underling requirements.

Thank you,

Bill

William A. Ferrara
Director, Field Operations
Boston Field Office
U.S. Customs and Border Protection

From: HOFFMAN, TODD A
Sent: Wednesday, February 01, 2017 10:29 PM
To: DIRECTORS FIELD OPS (b)(6), (b)(7)(C); EXECUTIVE DIRECTORS HQ
(b)(6)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C); Owen, Todd C (AC OFO); (b)(6); WAGNER, JOHN P
(b)(6); ENFORCEMENT PROGRAMS DIVISION
(b)(7)(E)
Subject: FW: Redlegation of 3(g) Authority

Directors,

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

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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



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

DELEGATED BY

Commissioner

DELEGATED TO

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

SOURCE OF AUTHORITY BEING DELEGATED

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

DELEGATION

Authority under Section 3(g) of the Executive Order to issue a visa or other immigration benefits to nationals of countries for which visas and benefits are otherwise blocked under Section 3 of the Executive Order, on a case-by-case basis, and when in the national interest of the United States. Prior to taking any such action, the individual who is the subject of the action must be subjected to a thorough examination by an immigration officer. Pursuant to clarifying and authoritative guidance received from Counsel to the President on February 1, 2017, Sections 3(c) and 3(e) of the Executive Order do not apply to lawful permanent residents of the United States.

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

(b)(7)(E)

This authority may not be further delegated.

Commissioner

From: MCALEENAN, KEVIN K

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

To: (b)(6) Owen, Todd C (AC OFO)
(b)(6) WAGNER, JOHN P; (b)(6) HOFFMAN, TODD A
(b)(6) HUTTON, JAMES R; (b)(6)

Cc: ALLES, RANDOLPH D; (b)(6) FLANAGAN, PATRICK S; (b)(6)
KOLLER, JULIE (OCC) (b)(6)

Subject: RE: Redefinition

Thank you. (b)(5)

From: (b)(6)

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

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

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

Subject: RE: Redefinition

(b)(5)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:26 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) FERRARA, WILLIAM
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Can you please make sure the subject is run thru (b)(7)(E)

(b)(6), (b)(7)(C)
 Border Security Coordinator
 Boston Field Office
 Customs and Border Protection
 Office of Field Operations
 Office: (b)(6), (b)(7)(C)
 Cell: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:06 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES (b)(7)(E)
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C); FERRARA, WILLIAM
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

10-4

I just said the same thing to the port.

(b)(6), (b)(7)(C)
 (A) Area Port Director
 U.S. Customs and Border Protection
 St. Albans Area Port
 (b)(6), (b)(7)(C)

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:05:31 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES

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

(b)(6), (b)(7)(C) FERRARA, WILLIAM

Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

All,

(b)(5), (b)(7)(E) we have run the issue thru the CAT for guidance.

Stand by I will advise.

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 6:40 PM
To: BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
(b)(7)(E)

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

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

Subject: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Good Evening,

An Iranian citizen with a (b)(6), (b)(7)(C) applied for entry at the Beecher Falls, VT Port of Entry today at approximately 1720:

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

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E) Subject falls under the Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States."

(b)(6), (b)(7)(C)
(A)SCBPO
Derby Line, VT
Boston Field Office
Office of Field Operations
U.S. Customs and Border Protection
Office: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:51 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
Cc: FERRARA, WILLIAM
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

10-4 got it.

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:50 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES (b)(7)(E)
Cc: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Subject: RE: Iranian Citizen J-1 Visa Holder Beecher Falls, VT POE

Just so you're aware, the weather is a bit dicey up north and the (b)(7)(E) took a bit longer to respond. We have been in contact with the acting SCBPO there and he is working all aspects of the exemption at this point.

More to follow

(b)(6), (b)(7)(C)
(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port

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

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:26 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES (b)(7)(E)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) FERRARA, WILLIAM
(b)(6), (b)(7)(C)
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Can you please make sure the subject is run thru (b)(7)(E)

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:06 PM
To: (b)(6), (b)(7)(C) BOSTON
FIELD OFFICE - BORDER SECURITY EMPLOYEES (b)(7)(E)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) FERRARA, WILLIAM
(b)(6), (b)(7)(C)
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

10-4

I just said the same thing to the port.

(b)(6), (b)(7)(C)
(A) Area Port Director
U.S. Customs and Border Protection
St. Albans Area Port

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

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:05:31 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) FERRARA, WILLIAM
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

All,

(b)(5), (b)(7)(E) we have run the issue thru the CAT for guidance.

Stand by I will advise.

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

Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 6:40 PM
To: BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
(b)(7)(E)

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

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

Subject: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Good Evening,

An Iranian citizen with a (b)(6), (b)(7)(C) applied for entry at the Beecher Falls, VT Port of Entry today at approximately 1720:

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

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E) Subject falls under the Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States."

(b)(6), (b)(7)(C)
(A)SCBPO
Derby Line, VT
Boston Field Office
Office of Field Operations
U.S. Customs and Border Protection
Office (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 8:19 PM
To: FERRARA, WILLIAM
Cc: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
Subject: FW: 212(f) LH 424 (4-7)

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 8:15 PM
To: BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
(b)(7)(E)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: 212(f) LH 424 (4-7)

4 of 12

Summary:

On Friday February 03, 2017, CBP officers assigned to Boston Logan International Airport encountered a citizen of the Iran who applied for admission as a (b)(6), (b)(7)(C) The individual was inspected in concurrence with CBP authority and admitted per DFO Ferrara.

Details:

(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)

Name:
DOB:
COC:
COR:
Foil#
POB:
PPN:
FIN:

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

5 of 12

Summary:

On Friday February 3, 2017, CBP officers assigned to Boston Logan International Airport encountered a citizen of the Iran who applied for admission as an **(b)(6), (b)(7)(C)** The individual was inspected in concurrence with CBP authority and admitted per DFO Ferrara.

Details:

(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)

6 of 12

Summary:

On Friday, February 3, 2017, CBP officers assigned to Boston Logan International Airport encountered a citizen of the Iran **(b)(6), (b)(7)(C)** who applied for admission as a **(b)(6), (b)(7)(C)** **(b)(6), (b)(7)(C)** was inspected in concurrence with CBP authority and admitted per DFO Ferrara.

Details:

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

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

7 of 12

Summary:

On Friday February 3, 2017, CBP officers assigned to Boston Logan International Airport encountered a citizen of the Iran who applied for admission as an **(b)(6), (b)(7)(C), (b)(7)(E)**. The individual was inspected in concurrence with CBP authority and admitted per DFO Ferrara.

Details:

(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)

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

A/Watch Commander
Logan Airport

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

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 8:20 AM
To: FERRARA, WILLIAM
Subject: RE: 212(f) PASSENGERS SCHEDULED FOR 01/31/2017

10-4

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: FERRARA, WILLIAM
Sent: Tuesday, January 31, 2017 8:18 AM
To: (b)(6), (b)(7)(C)
Subject: RE: 212(f) PASSENGERS SCHEDULED FOR 01/31/2017

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

William A. Ferrara
Director, Field Operations
Boston Field Office
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 8:02 AM
To: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Subject: RE: 212(f) PASSENGERS SCHEDULED FOR 01/31/2017

(b)(7)(E)

(b)(7)(E)

(b)(7)(E)

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)

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

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

From: FERRARA, WILLIAM

Sent: Tuesday, January 31, 2017 7:58 AM

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

Cc: (b)(6), (b)(7)(C)
Subject: RE: 212(f) PASSENGERS SCHEDULED FOR 01/31/2017

Thanks.

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

William A. Ferrara
Director, Field Operations
Boston Field Office
U.S. Customs and Border Protection

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

Sent: Tuesday, January 31, 2017 7:55 AM

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

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

Subject: FW: 212(f) PASSENGERS SCHEDULED FOR 01/31/2017

Importance: High

For today as of last night.

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

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

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

Sent: Monday, January 30, 2017 11:37:31 PM

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

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

Subject: RE: 212(f) PASSENGERS SCHEDULED FOR 01/31/2017

UPDATE as of 2330hrs on 01/30/2017

UPDATE: FOUR additional subjects have been added to the spreadsheet and the "Bottom Line."

Queries last run at 2325hrs.

BOTTOM LINE

01/31/2017

Total Hits: 21

Total scheduled to land in Boston: 10

Total scheduled to be offloaded: 5 per (b)(7)(E) awaiting on (b)(7)(E) Events on LH 424 subjects that should additionally be offloaded; total of 7

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

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

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

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

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

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

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

Have a good night 😊

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

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

US Customs and Border Protection Officer

(b)(7)(E)

Boston Honor Guard Commander

Logan International Airport

Boston, MA

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



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

Sent: Monday, January 30, 2017 8:18 PM

To: (b)(7)(E)

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

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

Subject: 212(f) PASSENGERS SCHEDULED FOR 01/31/2017

Importance: High

ALCON,

Please see the attached spreadsheet containing scheduled inbound 212(f) passengers on 01/30/2017. Information is as of 01/30/2017 at 2000hrs. Queries last run at 1950hrs.

BOTTOM LINE:

Total Hits: 17

Total scheduled to land in Boston: 14

Total scheduled to be offloaded: 3

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

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

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

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

I will send another update before I leave for the night.

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

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

US Customs and Border Protection Officer

(b)(7)(E)

Boston Honor Guard Commander

Logan International Airport

Boston, MA

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



From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 8:02 AM
To: FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Subject: RE: 212(f) PASSENGERS SCHEDULED FOR 01/31/2017

(b)(7)(E)

(b)(7)(E)

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

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)

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

From: FERRARA, WILLIAM
Sent: Tuesday, January 31, 2017 7:58 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: 212(f) PASSENGERS SCHEDULED FOR 01/31/2017

Thanks.

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

William A. Ferrara
Director, Field Operations
Boston Field Office
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 7:55 AM
To: FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: 212(f) PASSENGERS SCHEDULED FOR 01/31/2017
Importance: High

For today as of last night.

(b)(6), (b)(7)(C) Boston Area Port Director
Office of Field Operations
U.S. Customs and Border Protection
(b)(6), (b)(7)(C) mobile)

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 11:37:31 PM
To: (b)(7)(E) (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: RE: 212(f) PASSENGERS SCHEDULED FOR 01/31/2017

UPDATE as of 2330hrs on 01/30/2017

UPDATE: FOUR additional subjects have been added to the spreadsheet and the "Bottom Line."

Queries last run at 2325hrs.

BOTTOM LINE

01/31/2017

Total Hits: 21

Total scheduled to land in Boston: 10

Total scheduled to be offloaded: 5 per (b)(7)(E) awaiting on (b)(7)(E) Events on LH 424 subjects that should additionally be offloaded; total of 7

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

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

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

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

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

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

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

Have a good night 😊

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

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

US Customs and Border Protection Officer

(b)(7)(E)

*Boston Honor Guard Commander
Logan International Airport
Boston, MA*

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



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

Sent: Monday, January 30, 2017 8:18 PM

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

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

Subject: 212(f) PASSENGERS SCHEDULED FOR 01/31/2017

Importance: High

ALCON,

Please see the attached spreadsheet containing scheduled inbound 212(f) passengers on 01/30/2017. Information is as of 01/30/2017 at 2000hrs. Queries last run at 1950hrs.

BOTTOM LINE:

Total Hits: 17

Total scheduled to land in Boston: 14

Total scheduled to be offloaded: 3

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

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

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

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

I will send another update before I leave for the night.

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

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

US Customs and Border Protection Officer

(b)(7)(E)

*Boston Honor Guard Commander
Logan International Airport
Boston, MA*

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



From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 2:11 PM
To: FERRARA, WILLIAM
Subject: RE:

Subject was booked to arrive at Boston Logan Airport on Saturday 1/28/2017.

DENIED BOARDING/NO SHOW/CANCELED: DENIED BOARDING

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

Valid J1 visa issued on 1/27/2017 expires on 4/26/2017

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

Border Security Coordinator
 Boston Field Office
 Customs and Border Protection
 Office of Field Operations
 Office: (b)(6), (b)(7)(C)
 Cell: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

From: FERRARA, WILLIAM
Sent: Tuesday, January 31, 2017 2:00 PM
To: MANNING, MICHAEL P; (b)(6), (b)(7)(C)
Subject:

Need to see if this person has a valid Visa.

Our client (b)(6), (b)(7)(C) who holds a J-1 visa and is within the scope of (b)(6), (b)(7)(C) Sunday order, having been ticketed to Logan on Saturday and turned away at the (b)(6), (b)(7)(C) is now at the (b)(6), (b)(7)(C) attempting to board a flight. (b)(6), (b)(7)(C) needs your assurance that the flight has permission to land, and is advising us that, after the Court's order entered on Sunday, and in contravention of the order, it has been advised by CPB that she is not permitted to board. Please ASAP contact (b)(6), (b)(7)(C) in (b)(6), (b)(7)(C) to confirm that (b)(6), (b)(7)(C) may board and the aircraft will be given permission to land at Logan without penalty.

William A. Ferrara
 Director, Field Operations
 Boston Field Office
 U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:06 PM
To: FERRARA, WILLIAM
Cc: (b)(6), (b)(7)(C)
Subject: FW: 212(f) LH 424 1 of 10

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

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:04 PM
To: BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES

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

Subject: 212(f) LH 424 1 of 10

Summary:

On Friday February 03, 2017, CBP officers assigned to Boston Logan International Airport encountered a citizen of the Iran who applied for admission as a (b)(6), (b)(7)(C). The individual was inspected in concurrence with CBP authority and admitted per DFO Ferrara.

Details:

(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)

Name:
DOB:
COC:
COR:
Foil#
POB:
PPN:
FIN:

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

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

A/Watch Commander
Logan Airport

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

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 7:39 AM
To: FERRARA, WILLIAM
Subject: RE: Redlegation of 3(g) Authority

Ok walking in now

From: FERRARA, WILLIAM
Sent: Thursday, February 02, 2017 12:24:28 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Redlegation of 3(g) Authority

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

Please issues this delegation order to field leadership and as appropriate. Also reinforce that the need to provide the same information and format will be required for me to consider approval. The granting authority for exemptions has changed not any of the underling requirements.

Thank you,
Bill

William A. Ferrara
Director, Field Operations
Boston Field Office
U.S. Customs and Border Protection

From: HOFFMAN, TODD A
Sent: Wednesday, February 01, 2017 10:29 PM
To: DIRECTORS FIELD OPS (b)(6), (b)(7)(C) EXECUTIVE DIRECTORS HQ
Cc: (b)(6)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) Owen, Todd C (AC OFO) (b)(6) WAGNER, JOHN P
(b)(6) ENFORCEMENT PROGRAMS DIVISION
(b)(7)(E)
Subject: FW: Redlegation of 3(g) Authority

Directors,

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

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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



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.*

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

DELEGATED BY

Commissioner

DELEGATED TO

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

SOURCE OF AUTHORITY BEING DELEGATED

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

the Secretary of Homeland Security, entitled "Authoritative Guidance on Executive Order Entitled "Protecting the Nation from Foreign Terrorist Entry into the United States (Jan. 27, 2017)" (February 1, 2017).

DELEGATION

Authority under Section 3(g) of the Executive Order to issue a visa or other immigration benefits to nationals of countries for which visas and benefits are otherwise blocked under Section 3 of the Executive Order, on a case-by-case basis, and when in the national interest of the United States. Prior to taking any such action, the individual who is the subject of the action must be subjected to a thorough examination by an immigration officer. Pursuant to clarifying and authoritative guidance received from Counsel to the President on February 1, 2017, Sections 3(c) and 3(e) of the Executive Order do not apply to lawful permanent residents of the United States.

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

(b)(7)(E)

This authority may not be further delegated.

Commissioner

From: MCALEENAN, KEVIN K
Sent: Wednesday, February 1, 2017 9:55 PM
To: (b)(6); Owen, Todd C (AC OFO)
(b)(6); WAGNER, JOHN P; (b)(6); HOFFMAN, TODD A
(b)(6); HUTTON, JAMES R; (b)(6)
Cc: ALLES, RANDOLPH D; (b)(6); FLANAGAN, PATRICK S; (b)(6)
(b)(6), (b)(7)(C); (b)(6)
Subject: RE: Redelegation

Thank you. Yes

From: (b)(6)
Sent: Wednesday, February 01, 2017 9:54:00 PM
To: MCALEENAN, KEVIN K; Owen, Todd C (AC OFO); WAGNER, JOHN P; HOFFMAN, TODD A; HUTTON, JAMES R
Cc: ALLES, RANDOLPH D; FLANAGAN, PATRICK S; (b)(6)
Subject: RE: Redelegation

(b)(5)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 2:00 PM
To: FERRARA, WILLIAM
Subject: FW: 212(f) LH 422

Sir for your approval

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 1:58 PM
To: BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES

(b)(7)(E)

Cc: (b)(7)(E)

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

Subject: 212(f) LH 422

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

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

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

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

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

A/Watch Commander

Logan Airport

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 6:59 PM
To: FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

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

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: FERRARA, WILLIAM
Sent: Friday, February 03, 2017 6:58 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

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

William A. Ferrara
Director, Field Operations
Boston Field Office
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 5:55 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
(b)(7)(E)
Cc: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

10-4 got it.

Please let us know (b)(7)(E)

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 5:53 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

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

Fysa as I am driving back from the office. Just wanted to get this to you.

I will send to the DFO CAT as soon as I get back.

(b)(6), (b)(7)(C)
(A) Area Port Director
U.S. Customs and Border Protection
St. Albans Area Port

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

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

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 5:44:49 PM
To: (b)(6), (b)(7)(C)
Cc: Derby Line AOR Supervisor
Subject: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Good Evening,

At approximately 1720 subject (b)(6), (b)(7)(C) applied for entry at the Beecher Falls, VT Port of Entry. Subject falls under the Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States."

Officers are being sent out to assist in the (b)(7)(E) and there will be more information to follow.

Thank you,

(b)(6), (b)(7)(C)
(A)SCBPO
Derby Line, VT
Boston Field Office
Office of Field Operations
U.S. Customs and Border Protection
Office: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:07 PM
To: FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Copy of Temporary Restraining Order
Attachments: 2017_01_29_12_02_33.pdf

FYI

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

Border Security Coordinator
 Boston Field Office
 Customs and Border Protection
 Office of Field Office

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

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

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

Sent: Sunday, January 29, 2017 12:05 PM

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

Subject: Copy of Temporary Restraining Order

Gentlemen,

Attached is a copy of the Order you requested. Apparently, a female approached CBPO (b)(6), (b)(7)(C) while at the E&C desk and handed this Order to him. She did identify herself as an attorney, but no other information was provided in the way of identification.

According to CBPO (b)(6), (b)(7)(C) the female attorney inquired as to whether we, presumably meaning CBP, were aware of the presented Order. No further discussion ensued.

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

A/CCBPO

Passenger Operations
 Logan Airport, Boston

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

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;

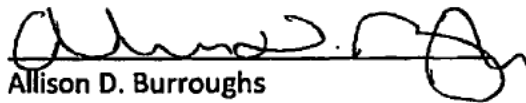
c) to assure compliance with this Order, the United States Marshal for the District of Massachusetts shall be served with this Order and is further directed to take those actions deemed necessary to enforce this Order; and

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.

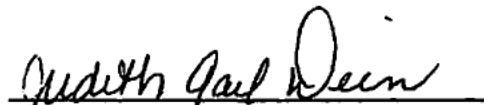
II. This Order shall remain in effect for a period of seven (7) days from the date of this Order.

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 1:34 PM
To: FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Copy of Temporary Restraining Order

Sir,

The timeline regarding the order is below:

0735: Female identifying herself as an attorney approached the CBP E&C desk at Logan Airport and provided a copy of the restraining order to the officer working the desk.

The officer accepted a copy of the order thru the protective glass window.

The female asked the officer if he was aware of the order which he replied no and stated that he would pass it on.

0738: CBPO provided a copy of the restraining order to the Duty Chief no further action was taken regarding the order

1205: a copy of the order was provided via scan to the Boston Field Office

Please note the order that was provided by the attorney is the same order that is being distributed via media outlets and social media.

There are several attorneys present at Logan requesting to provide services to incoming passengers a number have come up to the E&C window providing G28 forms demanding to be present during arriving passenger interviews.

We cannot confirm the identity of the female that provided the order at 0735 nor whether she was a member of the ACLU

(b)(6), (b)(7)(C)
 Border Security Coordinator
 Boston Field Office
 Customs and Border Protection
 Office of Field Office
 Cell: (b)(6), (b)(7)(C)
 Desk:

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

From: FERRARA, WILLIAM
Sent: Sunday, January 29, 2017 1:04 PM

To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Copy of Temporary Restraining Order

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

I need to know how we handled the court order once it was delivered at 0730. Specifically, who had knowledge of the signed order and what was done with it. To give some context to the ask. We are being scrutinized as to when we received the order and the actions that we did or did not take after that point.

No need for great detail, just the timeline.

William A. Ferrara
Director, Field Operation
Boston Field Office
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:52:34 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C); FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Subject: RE: Copy of Temporary Restraining Order

No problem (b)(6), (b)(7)(C) . . . what I reported from my conversation with (b)(6), (b)(7)(C) was essentially what you just reported. I just spoke with him again and he reiterated he did respond in the negative. He said he was answering the question as it pertains to own personal knowledge, not that of CBP or the port.

(b)(6), (b)(7)(C)
A/CCBPO
Passenger Operations
Logan Airport, Boston
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:35 PM
To: (b)(6), (b)(7)(C); FERRARA, WILLIAM
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Copy of Temporary Restraining Order

Ok (b)(6), (b)(7)(C) o many people asking questions I apologize

Can you go over and confirm the exact words from (b)(6), (b)(7)(C)

And reply all.

What I got is below

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 5:31:42 PM
To: FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Copy of Temporary Restraining Order

The attorney asked if the officer was aware of the order he replied "no" but I will pass it on and immediately brought it to the duty chief

From: FERRARA, WILLIAM
Sent: Sunday, January 29, 2017 5:11:33 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Copy of Temporary Restraining Order

To be clear CBPO: (b)(6), (b)(7)(C) did not respond to the question about us knowing of the order? What time did this occur?

William A. Ferrara
Director, Field Operation
Boston Field Office
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:06:47 PM
To: FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Copy of Temporary Restraining Order

FYI

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Office
Cell: (b)(6), (b)(7)(C)
Desk: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:05 PM
To: (b)(6), (b)(7)(C)
Subject: Copy of Temporary Restraining Order

Gentlemen,

Attached is a copy of the Order you requested. Apparently, a female approached CBPO (b)(6), (b)(7)(C) while at the E&C desk and handed this Order to him. She did identify herself as an attorney, but no other information was provided in the way of identification.

According to CBPO (b)(6), (b)(7)(C) the female attorney inquired as to whether we, presumably meaning CBP, were aware of the presented Order. No further discussion ensued.

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

A/CCBPO

Passenger Operations

Logan Airport, Boston

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 9:23 PM
To: FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Subject: RE: Airlines

10-4 I will

From: FERRARA, WILLIAM
Sent: Saturday, February 04, 2017 2:16:59 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Airlines

(b)(6), (b)(7)(C) ask the CAT. The last message that was sent out to the airlines made it into the media.

William A. Ferrara
Director, Field Operations
Boston Field Office
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 8:56:14 PM
To: FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Subject: Airlines

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

(b)(6), (b)(7)(C) Boston Area Port Director
Office of Field Operations
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 2:07 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Subject: RE: 1400 report

Got it I'll need the name.

(b)(6), (b)(7)(C)
 Border Security Coordinator
 Boston Field Office
 Customs and Border Protection
 Office of Field Operations
 Office: (b)(6), (b)(7)(C)
 Cell: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 2:06 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) FERRARA, WILLIAM (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: 1400 report

(b)(6), (b)(7)(C) and BFO CAT

Just so you are aware for the 1400 report. Derby currently has 1 LPR they are working on an Exemption request for at this time. The port will have the Exemption report to us shortly for the DFO review. I am waiting on the name of the subject at this time.

Just wanted you to know for the 1400 detention report.

(b)(6), (b)(7)(C)
(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port
 (b)(6), (b)(7)(C)

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

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 2:12 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C); FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Subject: RE: 1400 report

Got it. Thank you,

Notify the DFO when ready for exemption approval.

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 2:11 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C); FERRARA, WILLIAM; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: RE: 1400 report

Last/First: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
*(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port*

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

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

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 2:07 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C); FERRARA, WILLIAM; (b)(6), (b)(7)(C)

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

Subject: RE: 1400 report

Got it I'll need the name.

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

Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations

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

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

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

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

Sent: Monday, January 30, 2017 2:06 PM

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

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

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

(b)(6), (b)(7)(C) FERRARA, WILLIAM (b)(6), (b)(7)(C)

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

Subject: 1400 report

(b)(6), (b)(7)(C) and BFO CAT

Just so you are aware for the 1400 report. Derby currently has 1 LPR they are working on an Exemption request for at this time. The port will have the Exemption report to us shortly for the DFO review. I am waiting on the name of the subject at this time.

Just wanted you to know for the 1400 detention report.

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

(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port

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

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

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

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

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 6:02 PM
To: FERRARA, WILLIAM
Subject: RE: Flights Saturday 1/28 Sunday 1/29

EK 239 on Sunday the first EO passenger was referred at 0819

(b)(6), (b)(7)(C)
 Border Security Coordinator
 Boston Field Office
 Customs and Border Protection
 Office of Field Operations
 Office: (b)(6), (b)(7)(C)
 Cell: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

From: FERRARA, WILLIAM
Sent: Monday, January 30, 2017 5:55 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Flights Saturday 1/28 Sunday 1/29

What was the time of first passenger that came in on Sunday who was covered by the EO?

William A. Ferrara
 Director, Field Operations
 Boston Field Office
 U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 5:53 PM
To: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Subject: Flights Saturday 1/28 Sunday 1/29

Saturday 1/28/2017 the last international flight to arrive at Logan Airport was JetBlue 1096 from SDQ which arrived at 2125

Sunday 1/29/2017 the first international flight to arrive at Logan Airport was EL AL 15 from TLV which arrived at 0531

(b)(6), (b)(7)(C)
 Border Security Coordinator
 Boston Field Office
 Customs and Border Protection
 Office of Field Operations
 Office: (b)(6), (b)(7)(C)
 Cell: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 5:56 PM
To: FERRARA, WILLIAM
Subject: RE: Flights Saturday 1/28 Sunday 1/29

0542

(b)(6), (b)(7)(C)
 Border Security Coordinator
 Boston Field Office
 Customs and Border Protection
 Office of Field Operations
 Office: (b)(6), (b)(7)(C)
 Cell: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

From: FERRARA, WILLIAM
Sent: Monday, January 30, 2017 5:55 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Flights Saturday 1/28 Sunday 1/29

What was the time of first passenger that came in on Sunday who was covered by the EO?

William A. Ferrara
 Director, Field Operations
 Boston Field Office
 U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 5:53 PM
To: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Subject: Flights Saturday 1/28 Sunday 1/29

Saturday 1/28/2017 the last international flight to arrive at Logan Airport was JetBlue 1096 from SDQ which arrived at 2125

Sunday 1/29/2017 the first international flight to arrive at Logan Airport was EL AL 15 from TLV which arrived at 0531

(b)(6), (b)(7)(C)
 Border Security Coordinator
 Boston Field Office
 Customs and Border Protection
 Office of Field Operations
 Office: (b)(6), (b)(7)(C)
 Cell: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

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

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

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;

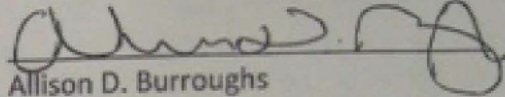
c) to assure compliance with this Order, the United States Marshal for the District of Massachusetts shall be served with this Order and is further directed to take those actions deemed necessary to enforce this Order; and

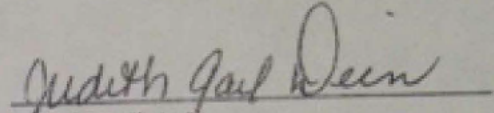
d) Customs and Border Protection shall notify airlines that have flights arriving at Logan Airport of this Order and the fact that individuals on these flights will not be detained or returned based solely on the basis of the Executive Order.

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

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 10:48 AM
To: FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Subject: DHS Statement On Compliance With Court Orders And The President's Executive Order

Please see additional DHS statement from last night.

<https://www.dhs.gov/news/2017/01/29/dhs-statement-compliance-court-orders-and-presidents-executive-order>

DHS Statement On Compliance With Court Orders And The President's Executive Order

Release Date:

January 29, 2017

For Immediate Release

Office of the Press Secretary

Contact: 202-282-8010

WASHINGTON - Upon issuance of the court orders yesterday, U.S. Customs and Border Protection (CBP) immediately began taking steps to comply with the orders. Concurrently, the Department of Homeland Security continues to work with our partners in the Departments of Justice and State to implement President Trump's executive order on protecting the nation from foreign terrorist entry into the United States.

We are committed to ensuring that all individuals affected by the executive orders, including those affected by the court orders, are being provided all rights afforded under the law. We are also working closely with airline partners to prevent travelers who would not be granted entry under the executive orders from boarding international flights to the U.S. Therefore, we do not anticipate that further individuals traveling by air to the United States will be affected.

As Secretary Kelly previously stated, in applying the provisions of the president's executive order, the entry of lawful permanent residents is in the national interest. Accordingly, absent significant derogatory information indicating a serious threat to public safety and welfare, lawful permanent resident status will be a dispositive factor in our case-by-case determinations.

We are and will remain in compliance with judicial orders. We are and will continue to enforce President Trump's executive order humanely and with professionalism. DHS will continue to protect the homeland.

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

Public Affairs Officer

U.S. Customs and Border Protection

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

For urgent after-hours media matters, contact:

cbpmediarelations@dhs.gov

Follow CBP in New England on Twitter [@CBPNorthEast](https://twitter.com/CBPNorthEast)

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:19 PM
To: FERRARA, WILLIAM
Subject: RE: Copy of Temporary Restraining Order

10-4. Thank you.

(b)(6), (b)(7)(C)
A/CCBPO
Passenger Operations
Logan Airport, Boston

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

From: FERRARA, WILLIAM
Sent: Sunday, January 29, 2017 12:18 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Copy of Temporary Restraining Order

Well done. Thank you (b)(6), (b)(7)(C) and thank (b)(6), (b)(7)(C)

William A. Ferrara
Director, Field Operation
Boston Field Office
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:16:47 PM
To: FERRARA, WILLIAM
Subject: RE: Copy of Temporary Restraining Order

According to CBPO (b)(6), (b)(7)(C) he thanked her and stated he would pass the information along. This occurred at approximately 0730 hrs.

(b)(6), (b)(7)(C)
A/CCBPO
Passenger Operations
Logan Airport, Boston

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

From: FERRARA, WILLIAM
Sent: Sunday, January 29, 2017 12:12 PM

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

Cc: (b)(6), (b)(7)(C)
Subject: RE: Copy of Temporary Restraining Order

To be clear CBPO (b)(6), (b)(7)(C) did not respond to the question about us knowing of the order? What time did this occur?

William A. Ferrara
 Director, Field Operation
 Boston Field Office
 U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:06:47 PM
To: FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Copy of Temporary Restraining Order

FYI

(b)(6), (b)(7)(C)
 Border Security Coordinator
 Boston Field Office
 Customs and Border Protection
 Office of Field Office
 Cell: (b)(6), (b)(7)(C)
 Desk: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:05 PM
To: (b)(6), (b)(7)(C)
Subject: Copy of Temporary Restraining Order

Gentlemen,

Attached is a copy of the Order you requested. Apparently, a female approached CBPO (b)(6), (b)(7)(C) while at the E&C desk and handed this Order to him. She did identify herself as an attorney, but no other information was provided in the way of identification.

According to CBPO (b)(6), (b)(7)(C) the female attorney inquired as to whether we, presumably meaning CBP, were aware of the presented Order. No further discussion ensued.

(b)(6), (b)(7)(C)
 A/CCBPO
 Passenger Operations
 Logan Airport, Boston
 (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 10:35 AM
To: BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
Cc: FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Subject: EO 212(f) Exemption for (b)(6), (b)(7)(C) Advanced Parole
Importance: High

BFO BSC – please see request for C1 exemption on Advance Parole.

(b)(6), (b)(7)(C) Boston Area Port Director
Office of Field Operations
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: Tuesday, January 31, 2017 10:25 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: EO 212(f) Exemption for (b)(6), (b)(7)(C) Advanced Parole

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

Waiver Narrative:

OFO recommends that you (b)(5), (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)

A/Watch Commander

Logan Airport

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

From: HUTTON, JAMES R
Sent: Friday, February 03, 2017 9:56 AM
To: FERRARA, WILLIAM
Subject: FW: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"
Attachments: Scanned Emails For EO Binder as of 2-2-17 1158am.pdf
Importance: High

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 12:00:05 PM
To: (b)(6), (b)(7)(C)
Cc: HUTTON, JAMES R; (b)(6), (b)(7)(C)
Subject: RE: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

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

Attached are the scanned emails of today, 2/2/17 11:58am.

Thank you!

(b)(6), (b)(7)(C)
 Customs and Border Protection, OFO
 Admissibility and Passenger Programs (b)(6), (b)(7)(C)
 Management & Program Analyst (Program Advisor)
 Washington, DC 20029
 Desk (b)(6), (b)(7)(C) New S5 (b)(6), (b)(7)(C)
 Email: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 11:44 AM
To: (b)(6), (b)(7)(C)
Cc: HUTTON, JAMES R; (b)(6), (b)(7)(C)
Subject: RE: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

Thanks! It's a moving target!

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

Desk: (b)(6), (b)(7)(C)
Mobile: (b)(6), (b)(7)(C)
Unclassified Email: (b)(6), (b)(7)(C)
JWICS: (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 11:44 AM
To: (b)(6), (b)(7)(C)
Cc: HUTTON, JAMES R (b)(6), (b)(7)(C)
Subject: RE: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

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

(b)(5)

I'll check now and let you know shortly.

Thank you!

(b)(6), (b)(7)(C)
Customs and Border Protection, OFO
Admissibility and Passenger Programs (b)(6), (b)(7)(C)
Management & Program Analyst (Program Advisor)
Washington, DC 20029
Desk: (b)(6), (b)(7)(C) New S5 (b)(6), (b)(7)(C)
Email: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 11:41 AM
To: (b)(6), (b)(7)(C)
Cc: HUTTON, JAMES R (b)(6), (b)(7)(C)
Subject: RE: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

(b)(5)

(b)(6), (b)(7)(C)
Deputy Associate Chief Counsel (Enforcement and Operations)
Office of Chief Counsel

U.S. Customs and Border Protection

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

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

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

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

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

Sent: Thursday, February 02, 2017 11:32 AM

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

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

Importance: High

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

As requested.

Let me know if I can assist with anything further.

Have a great day.

Thank you!

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

Customs and Border Protection, OFO
Admissibility and Passenger Programs (b)(6), (b)(7)(C)
Management & Program Analyst (Program Advisor)
Washington, DC 20029

Desk: (b)(6), (b)(7)(C) New SS: (b)(6), (b)(7)(C)

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

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

Sent: Thursday, February 02, 2017 11:28 AM

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

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

Thanks!!

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

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

Desk: (b)(6), (b)(7)(C)
Mobile: (b)(6), (b)(7)(C)
Unclassified Email: (b)(6), (b)(7)(C)
JWICS: (b)(6), (b)(7)(C)

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: Thursday, February 02, 2017 11:27 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

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

I'm doing it now... sorry I missed your call.

Thank you!

(b)(6), (b)(7)(C)
Customs and Border Protection, OFO
Admissibility and Passenger Programs (b)(6), (b)(7)(C)
Management & Program Analyst (Program Advisor)
Washington, DC 20029
Desk (b)(6), (b)(7)(C) New S5 (b)(6), (b)(7)(C)
Email: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 11:16 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

(b)(5)

(b)(6), (b)(7)(C)
Deputy Associate Chief Counsel (Enforcement and Operations)
Office of Chief Counsel
U.S. Customs and Border Protection
Desk: (b)(6), (b)(7)(C)
Mobile: (b)(6), (b)(7)(C)
Unclassified Email: (b)(6), (b)(7)(C)

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

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From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 10:35 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

From: HUTTON, JAMES R
Sent: Wednesday, February 01, 2017 3:47 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"
Importance: High

(b)(6), (b)(7)(C)
For your OIG files.

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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



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From: HUTTON, JAMES R
Sent: Wednesday, February 01, 2017 3:46 PM
To: DIRECTORS FIELD OPS <(b)(7)(E)> BORDER SECURITY ASST DIRECTORS
(b)(7)(E) EXECUTIVE DIRECTORS HQ

(b)(7)(E)

Cc: ENFORCEMENT PROGRAMS DIVISION

(b)(7)(E)

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

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

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

; Owen, Todd C (AC OFO)

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

WAGNER, JOHN P

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

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

Importance: High

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

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

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

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

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

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

(b)(7)(E)

(b)(7)(E)

(b)(7)(E)

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

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

(b)(7)(E)

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

Washington, DC



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



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: Saturday, January 28, 2017 11:41 PM
To: FERRARA, WILLIAM
Cc: (b)(6), (b)(7)(C)
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

(b)(5)

(b)(6), (b)(7)(C)
Senior Attorney
Office of Assistant Chief Counsel, Boston
* sent from my smartphone

From: FERRARA, WILLIAM
Sent: Saturday, January 28, 2017 11:39:18 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

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

William A. Ferrara
Director, Field Operations
Boston Field Office
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:37:11 PM
To: FERRARA, WILLIAM
Cc: (b)(6), (b)(7)(C)
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

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

(b)(6), (b)(7)(C)
Senior Attorney

Office of Assistant Chief Counsel, Boston

* sent from my smartphone

From: FERRARA, WILLIAM
Sent: Saturday, January 28, 2017 11:24:12 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

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

William A. Ferrara
Director, Field Operation
Boston Field Office
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:05:52 PM
To: FERRARA, WILLIAM
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

Thank you.

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

Senior Attorney
Office of Assistant Chief Counsel, Boston
* sent from my smartphone

From: FERRARA, WILLIAM
Sent: Saturday, January 28, 2017 10:59:15 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Federal Court Stay - Hold all departures. Need confirmation

William A. Ferrara
Director, Field Operation
Boston Field Office
U.S. Customs and Border Protection

From: Owen, Todd C (AC OFO)
Sent: Saturday, January 28, 2017 10:34:00 PM
To: DIRECTORS FIELD OPS
Subject: Federal Court Stay - Hold all departures. Need confirmation

DFOs,

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

Need confirmation from each DFO.

☐

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

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 9:17 PM
To: FERRARA, WILLIAM
Cc: (b)(6), (b)(7)(C)
Subject: FW: DHS Inspector General Instruction to Preserve Documents and Information Relevant to the 1-27-17 Executive Order on Foreign Terrorist Entry
Attachments: Signed Memo to (b)(6), (b)(7)(C) re Notice of Obligation to Preserve Documents Rel....pdf

DFO Ferrara,

(b)(5)

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

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

Senior Attorney
Office of Assistant Chief Counsel, Boston
* sent from my smartphone

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 8:36:52 PM
To: OCC CBP Managers
Cc: (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

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

Subject: DHS Inspector General Instruction to Preserve Documents and Information Relevant to the 1-27-17 Executive Order on Foreign Terrorist Entry

(b)(5)

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

CBP Associate Chief Counsel (Enforcement and Operations)
T. (b)(6), (b)(7)(C) / C. (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
** Attorney Work Product / Attorney-Client Privileged **

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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

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

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

CIVIL ACTION NO. 17-cv-10154

Petitioners,

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.

Allison D. Burroughs
United States District Judge

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:

Judith Gail Dein

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

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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

CIVIL ACTION NO. 17-cv-10154

Petitioners,
v.
DONALS TRUMP, President of
The United States, et al.,
Respondents

TEMPORARY RESTRAINING ORDER
January 29, 2017

BURROUGHS, U.S.D.J.

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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.

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Allison D. Burroughs
United States District Judge

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Judith Gail Dein

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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

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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.

MOVABLE

and bears

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

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 11:47 AM
To: (b)(6), (b)(7)(C)
Cc: FERRARA, WILLIAM
Subject: FW: OIG Fact Finder

(b)(6), (b)(7)(C) Senior Attorney
Tel: (b)(6), (b)(7)(C)

ATTORNEY-CLIENT PRIVILEGED/ATTORNEY WORK PRODUCT

This communication might contain communications between attorney and client, communications that are part of the agency deliberative process, or attorney-work product, all of which are privileged and not subject to disclosure outside the agency or to the public. Please consult with the Office of Chief Counsel, U.S. Customs and Border Protection before disclosing any information contained in this email.

From: FERRARA, WILLIAM
Sent: Thursday, February 02, 2017 11:39 AM
To: (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
Subject: RE: OIG Fact Finder

(b)(6), (b)(7)(C) was not the person that I spoke to last evening, it was (b)(6), (b)(7)(C). He told me that the purpose of the interview was to get a timeline of when the EO actions were laid out and if we had refused anyone admission. There was no mention of the TRO and the only congressional mention was that this investigation was asked for by Illinois' Senators Duckworth and Durbin.

I spoke with council yesterday in a general manner to discuss their role in this process. It was very helpful and I would recommend the same.

Thanks,

William A. Ferrara
Director, Field Operations
Boston Field Office
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 11:28 AM
To: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Subject: OIG Fact Finder

Sir, I have a meeting with an OIG investigator in my office at 2:30 today, I believe it's with (b)(6), (b)(7)(C).
(b)(6), (b)(7)(C)

Should I have OCC prep, guidance, or representation at this inquiry? Noting the Congressional letter sent to me this AM signed by all MA legislators, I expect a little more focus on my involvement and actions as relates to the EO.

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

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

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

Subject: FW: OCC (b)(6), (b)(7)(C) Call

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

Start: 2/3/2017 2:00 PM

End: 2/3/2017 2:30 PM

Show Time As: Tentative

Recurrence: (none)

Meeting Status: Received

Organizer: FERRARA, WILLIAM

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

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

Can you come to DFO's office for the call.

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

Senior Attorney
Office of Assistant Chief Counsel, Boston
* sent from my smartphone

From: FERRARA, WILLIAM

Sent: Friday, February 03, 2017 1:37:13 PM

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

Subject: OCC (b)(6), (b)(7)(C) Call

When: Friday, February 03, 2017 2:00 PM-2:30 PM.

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

(b)(6), (b)(7)(C) would like to hold a call to discuss the Logan TRO and ask some clarifying questions.

(b)(6), (b)(7)(C) please forward this invite as you deem appropriate.

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 5:55 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
Cc: FERRARA, WILLIAM
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

10-4.

(b)(6), (b)(7)(C)
(A) Area Port Director
U.S. Customs and Border Protection
St. Albans Area Port

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

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 5:54:35 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
Cc: FERRARA, WILLIAM
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

10-4 got it.

Please let us know (b)(7)(E)

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 5:53 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

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

Fysa as I am driving back from the office. Just wanted to get this to you.

I will send to the DFO CAT as soon as I get back.

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

(A) Area Port Director
U.S. Customs and Border Protection
St. Albans Area Port

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

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

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

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

Sent: Friday, February 03, 2017 5:44:49 PM

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

Cc: Derby Line AOR Supervisor

Subject: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Good Evening,

At approximately 1720 subject (b)(6), (b)(7)(C) applied for entry at the Beecher Falls, VT Port of Entry. Subject falls under the Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States."

Officers are being sent out to assist in the (b)(7)(E) and there will be more information to follow.

Thank you,

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

(A)SCBPO
Derby Line, VT
Boston Field Office
Office of Field Operations
U.S. Customs and Border Protection
Office: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:06 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) FERRARA, WILLIAM
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

10-4

I just said the same thing to the port.

(b)(6), (b)(7)(C)
 (A) Area Port Director
 U.S. Customs and Border Protection
 St. Albans Area Port

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

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:05:31 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) FERRARA, WILLIAM
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

All,

(b)(5), (b)(7)(E) we have run the issue thru the CAT for guidance.

Stand by I will advise.

(b)(6), (b)(7)(C)
 Border Security Coordinator
 Boston Field Office
 Customs and Border Protection
 Office of Field Operations
 Office: (b)(6), (b)(7)(C)
 Cell: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

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

Sent: Friday, February 03, 2017 6:40 PM

To: BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES

(b)(7)(E)

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

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

Subject: Iranian Citizen (b)(6), (b)(7)(C) Holder Beecher Falls, VT POE

Good Evening,

An Iranian citizen with a (b)(6), (b)(7)(C) applied for entry at the Beecher Falls, VT Port of Entry today at approximately 1720:

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

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E) Subject falls under the Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States."

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

(A)SCBPO

Derby Line, VT

Boston Field Office

Office of Field Operations

U.S. Customs and Border Protection

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 8:02 PM
To: (b)(6), (b)(7)(C); BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
Cc: FERRARA, WILLIAM
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

(b)(7)(E) on site.

(b)(6), (b)(7)(C)
(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port
(b)(6), (b)(7)(C)

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:51 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
(b)(7)(E)
Cc: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

10-4 got it.

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:50 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES (b)(7)(E)
Cc: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Just so you're aware, the weather is a bit dicey up north and the (b)(7)(E) took a bit longer to respond. We have been in contact with the acting SCBPO there and he is working all aspects of the exemption at this point.

More to follow

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

(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port

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

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

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

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

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

Sent: Friday, February 03, 2017 7:26 PM

To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE -
BORDER SECURITY EMPLOYEES (b)(7)(E)

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

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

(b)(6), (b)(7)(C) FERRARA, WILLIAM

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

Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Can you please make sure the subject is run thru (b)(7)(E)

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

Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations

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

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

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

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

Sent: Friday, February 03, 2017 7:06 PM

To: (b)(6), (b)(7)(C) BOSTON
FIELD OFFICE - BORDER SECURITY EMPLOYEES (b)(7)(E)

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

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

(b)(6), (b)(7)(C) FERRARA, WILLIAM

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

Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

10-4

I just said the same thing to the port.

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

(A) Area Port Director
U.S. Customs and Border Protection
St. Albans Area Port

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

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:05:31 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) FERRARA, WILLIAM
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

All,

(b)(5), (b)(7)(E) we have run the issue thru the CAT for guidance.

Stand by I will advise.

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 6:40 PM
To: BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
(b)(7)(E)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Good Evening,

An Iranian citizen with a (b)(6), (b)(7)(C) applied for entry at the Beecher Falls, VT Port of Entry today at approximately 1720:

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

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E) Subject falls under the Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States."

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

(A)SCBPO

Derby Line, VT

Boston Field Office

Office of Field Operations

U.S. Customs and Border Protection

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:26 PM
To: MANNING, MICHAEL P; (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) FERRARA, WILLIAM
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Hey are already on that and waiting for a response.

(b)(6), (b)(7)(C)
(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port

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

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:26 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES (b)(7)(E)
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C); FERRARA, WILLIAM
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Can you please make sure the subject is run thru (b)(7)(E)

(b)(6), (b)(7)(C)
 Border Security Coordinator
 Boston Field Office
 Customs and Border Protection
 Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:06 PM
To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES (b)(7)(E)
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(7)(E) FERRARA, WILLIAM

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

Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

10-4

I just said the same thing to the port.

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

(A) Area Port Director
U.S. Customs and Border Protection
St. Albans Area Port

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

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

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

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

Sent: Friday, February 03, 2017 7:05:31 PM

To: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES

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

(b)(6), (b)(7)(C) FERRARA, WILLIAM

Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

All,

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

we have run the issue thru the CAT for guidance.

Stand by I will advise.

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

Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations

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

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

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

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

Sent: Friday, February 03, 2017 6:40 PM

To: BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES

(b)(7)(E)

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

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

Subject: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Good Evening,

An Iranian citizen with a (b)(6), (b)(7)(C) applied for entry at the Beecher Falls, VT Port of Entry today at approximately 1720:

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

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E) Subject falls under the Executive Order “Protecting the Nation from Foreign Terrorist Entry into the United States.”

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

(A)SCBPO

Derby Line, VT

Boston Field Office

Office of Field Operations

U.S. Customs and Border Protection

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

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 2:13 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Subject: RE: 1400 report

10-4

(b)(6), (b)(7)(C)
(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port

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

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

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 2:12 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) FERRARA, WILLIAM; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: RE: 1400 report

Got it. Thank you,

Notify the DFO when ready for exemption approval.

(b)(6), (b)(7)(C)
Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 2:11 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) FERRARA, WILLIAM; (b)(6), (b)(7)(C)

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

Subject: RE: 1400 report

Last/First: (b)(6), (b)(7)(C)

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

(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port

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

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

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

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

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

Sent: Monday, January 30, 2017 2:07 PM

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

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

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

(b)(6), (b)(7)(C) FERRARA, WILLIAM (b)(6), (b)(7)(C)

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

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

Subject: RE: 1400 report

Got it I'll need the name.

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

Border Security Coordinator
Boston Field Office
Customs and Border Protection
Office of Field Operations

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

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

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

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

Sent: Monday, January 30, 2017 2:06 PM

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

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

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

(b)(6), (b)(7)(C) FERRARA, WILLIAM (b)(6), (b)(7)(C)

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

Subject: 1400 report

(b)(6), (b)(7)(C) and BFO CAT

Just so you are aware for the 1400 report. Derby currently has 1 LPR they are working on an Exemption request for at this time. The port will have the Exemption report to us shortly for the DFO review. I am waiting on the name of the subject at this time.

Just wanted you to know for the 1400 detention report.

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

(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port

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

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

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

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

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 2:08 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C); FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Subject: RE: 1400 report

Working on it now

(b)(6), (b)(7)(C)
(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port

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

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

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 2:07 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C); FERRARA, WILLIAM (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: RE: 1400 report

Got it I'll need the name.

(b)(6), (b)(7)(C)
 Border Security Coordinator
 Boston Field Office
 Customs and Border Protection
 Office of Field Operations
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 2:06 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C); FERRARA, WILLIAM (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: 1400 report

(b)(6), (b)(7)(C) and BFO CAT

Just so you are aware for the 1400 report. Derby currently has 1 LPR they are working on an Exemption request for at this time. The port will have the Exemption report to us shortly for the DFO review. I am waiting on the name of the subject at this time.

Just wanted you to know for the 1400 detention report.

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

(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port

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

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

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

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

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 10:23 PM
To: FERRARA, WILLIAM
Cc: (b)(6), (b)(7)(C)
Subject: RE: FINAL SIGNED EO FOR ACTION

10-4 We will send them all to Detroit.

(b)(6), (b)(7)(C)
(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port

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

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

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

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

From: FERRARA, WILLIAM
Sent: Friday, January 27, 2017 10:22 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: FINAL SIGNED EO FOR ACTION

I think the best course of action is not to have any PR or EWIs.....just sayin

William A. Ferrara
 Director, Field Operation
 Boston Field Office
 U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 10:16:36 PM
To: FERRARA, WILLIAM
Cc: (b)(6), (b)(7)(C)
Subject: RE: FINAL SIGNED EO FOR ACTION

10-4.

That is what we thought as they will come to us anyway.

(b)(6), (b)(7)(C)
(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port

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

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

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

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

From: FERRARA, WILLIAM

Sent: Friday, January 27, 2017 10:15 PM

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

Cc:

Subject: RE: FINAL SIGNED EO FOR ACTION

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

(b)(5)

William A. Ferrara
Director, Field Operations
Boston Field Office
U.S. Customs and Border Protection

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

Sent: Friday, January 27, 2017 10:10:27 PM

To: FERRARA, WILLIAM

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

Subject: RE: FINAL SIGNED EO FOR ACTION

Sir,

(b)(5)

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

(A) Area Port Director
U. S. Customs and Border Protection
St Albans Area Port

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

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

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

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

From: FERRARA, WILLIAM

Sent: Friday, January 27, 2017 9:37 PM

To: Boston Field Office Leadership (b)(7)(E)

Subject: FW: FINAL SIGNED EO FOR ACTION

William A. Ferrara
Director, Field Operation
Boston Field Office
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 9:07:26 PM
To: DIRECTORS FIELD OPS
Subject: FW: FINAL SIGNED EO FOR ACTION

Thank you,

(b)(6), (b)(7)(C)
Acting Deputy Executive Director
Operations
US Customs and Border Protection
Office (b)(6), (b)(7)(C)
Cell (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 6:41 PM
To: 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) LANDFRIED, PHIL A (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) MURDOCK, JUDSON W
(b)(6), (b)(7)(C)
Subject: FW: FINAL SIGNED EO FOR ACTION

From: MCALEENAN, KEVIN K
Sent: Friday, January 27, 2017 6:41 PM
To: WAGNER, JOHN P (b)(6), (b)(7)(C)
FLANAGAN, PATRICK S (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: FINAL SIGNED EO FOR ACTION

From: FERRARA, WILLIAM
Sent: Friday, January 27, 2017 9:37 PM
To: Boston Field Office Leadership
Subject: FW: FINAL SIGNED EO FOR ACTION
Attachments: 2017protectingtheNationfromTerroristEntryintotheUnitedStates.eo.rel.docx

William A. Ferrara
Director, Field Operation
Boston Field Office
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 9:07:26 PM
To: DIRECTORS FIELD OPS
Subject: FW: FINAL SIGNED EO FOR ACTION

Thank you,

(b)(6), (b)(7)(C)
Acting Deputy Executive Director
Operations
US Customs and Border Protection
Office (b)(6), (b)(7)(C)
Cell (b)(6), (b)(7)(C)

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

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 6:41 PM
To: 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); LANDFRIED, PHIL A (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C); MURDOCK, JUDSON W
(b)(6), (b)(7)(C)
Subject: FW: FINAL SIGNED EO FOR ACTION

From: MCALEENAN, KEVIN K

Sent: Friday, January 27, 2017 6:41 PM

To: WAGNER, JOHN P <

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

FLANAGAN, PATRICK S <

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

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

Subject: FINAL SIGNED EO FOR ACTION

From: FERRARA, WILLIAM
Sent: Sunday, January 29, 2017 7:26 AM
To: Boston Field Office Leadership
Cc: (b)(6), (b)(7)(C)
Subject: FW: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order
Attachments: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

Team,

Below is the latest guidance received from HQ. The instructions state "no alien subject to the Executive Order may be subject to Expedited Removal or another immediate form of removal".

I now have the authority to grant refugees with completed packages an exemption. This will have little to no impact on operations, but wanted to share.

William A. Ferrara
 Director, Field Operation
 Boston Field Office
 U.S. Customs and Border Protection

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


DFO's


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

Thank you,

J. Ryan Hutton
 Deputy Executive Director
 Admissibility and Passenger Programs

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

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

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



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From: MCALEENAN, KEVIN K

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

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

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

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

ALCON:

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

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



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

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

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

Vigilance • Service • Integrity

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

DFO's

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

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

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

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

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

Sample

(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)



J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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



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

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

Directors,

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

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

Admissibility and Passenger Programs
Office of Field Operations

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

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

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

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

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

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

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

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