

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

OCC

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

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




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

Details:

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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



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From: FERRARA, WILLIAM
Sent: Saturday, January 28, 2017 10:24 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Single Issue Call with DFO Ferrara *****THIS EVENING*****

Thank you (b)(6), (b)(7)(C) We'll call if need be.

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 10:20 AM
To: FERRARA, WILLIAM <(b)(6), (b)(7)(C)>
Subject: RE: Single Issue Call with DFO Ferrara *****THIS EVENING*****

Bill sorry we missed this call - if we need to discuss anything today just let (b)(6), (b)(7)(C) or me know.

From: (b)(6), (b)(7)(C) on behalf of FERRARA, WILLIAM
Sent: Friday, January 27, 2017 7:56:11 PM
To: Boston Field Office Port Directors; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: Single Issue Call with DFO Ferrara *****THIS EVENING*****
When: Friday, January 27, 2017 8:15 PM-8:45 PM.
Where: Conference Line # (b)(6), (b)(7)(C) Participant code: (b)(6), (b)(7)(C)

All;

Please be advised that DFO Ferrara is asking for your participation on this very important conference call that will discuss critical and sensitive information regarding the Executive Order that was signed by the President earlier this evening. Please be on the call if possible by 9:15 p.m. or 2115 this evening. DFO Ferrara will be most likely joining us at that time or very shortly after in order to brief us.

Call in information for you to utilize is stated above in the invitation.

Thank you;

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

From: FERRARA, WILLIAM
Sent: Saturday, January 28, 2017 7:51 PM
To: (b)(6), (b)(7)(C)
Subject: RE: EO Exemption LPR Request EK 237

Copy.

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 7:49:22 PM
To: FERRARA, WILLIAM
Subject: RE: EO Exemption LPR Request EK 237

Yes 100 people im sending the update for your review no I have a picture.

(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: FERRARA, WILLIAM
Sent: Saturday, January 28, 2017 7:49 PM
To: (b)(6), (b)(7)(C)
Subject: RE: EO Exemption LPR Request EK 237

There is a protest at Logan.

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

From: MANNING, MICHAEL P
Sent: Saturday, January 28, 2017 7:40:43 PM

To: FERRARA, WILLIAM
Subject: FW: EO Exemption LPR Request EK 237

This is the only one for the 0800 report.

I will submit.

Maine and VT are negative

(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: Saturday, January 28, 2017 7:39 PM
To: (b)(6), (b)(7)(C)
Subject: FW: EO Exemption LPR Request EK 237

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 4:14 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: RE: EO Exemption LPR Request EK 237

Cleared by dfo. Thx

(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: Saturday, January 28, 2017 3:47:09 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: EO Exemption LPR Request EK 237

**U.S. Customs and Border Protection
Office of Field Operations
Boston Field Office
January 28, 2016**

Boston, MA: Arrival of Legal Permanent Resident Citizen of Iraq Inadmissible under Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States-Exemption Granted

Summary:

On Saturday January 28, 2017, CBP officers assigned to Boston Logan International Airport encountered a citizen of the Iraq who applied for admission as a Legal Permanent Resident. The 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 DFO Ferrara.

Details:

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

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

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

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

A/Watch Commander
Logan Airport

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

From: FERRARA, WILLIAM
Sent: Saturday, January 28, 2017 11:45 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

Thanks (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 11:43:41 PM
To: FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

I understand that the Administration has issued its guidance on how to proceed and that HQ is now drafting national guidance for the field.

From: FERRARA, WILLIAM
Sent: Saturday, January 28, 2017 10:39:18 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

Thank you (b)(6), (b)(7)(C) I very much appreciate your expert assurance.

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)(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 11:24:12 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: FERRARA, WILLIAM
Sent: Sunday, January 29, 2017 12:45 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Crisis Action Team (CAT) for the Executive Order - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

For distribution.

Also I will be sending another message that needs to be forwarded. They are somewhat related and can be combined.

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 12:37:21 PM
To: DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; EXECUTIVE DIRECTORS HQ; MISSION SUPPORT ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS
Cc: ENFORCEMENT PROGRAMS DIVISION; OFO-FIELD LIAISON; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C); CBP SITROOM- SWOS
Subject: Crisis Action Team (CAT) for the Executive Order - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

Good afternoon DFOs and ADFOs,

Please be advised a Crisis Action Team (CAT) has been established to address and report on the Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

Please ensure to add the Enforcement Programs Division email on all correspondence/inquiries regarding the Executive Order.

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

The CAT can be contacted at:

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

Additional guidance will be forthcoming.

Thank you,

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

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

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

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

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

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

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

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



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From: FERRARA, WILLIAM
Sent: Monday, January 30, 2017 2:46 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Executive Order, Congressional engagement

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

From: FERRARA, WILLIAM
Sent: Monday, January 30, 2017 11:13 AM
To: Boston Field Office Leadership (b)(7)(E)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: Executive Order, Congressional engagement

All:

After our extended staff meeting this morning and calls today from Congressional representative I wanted to reiterate our current approach and share what is going on in DC with respect to these inquiries.

Leadership from the Department, CBP, and OFO are engaging at the national level. Our direction from what was shared this past weekend has not changed. We will refer any and all inquiries to OCA Assistant Commissioner Kim Lowry, (b)(6), (b)(7)(C) and the EO CAT in HQ. This will all be accomplished via the BFO. Until further information is furnished, please stay the course.

Thank you all,
Bill

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

From: FERRARA, WILLIAM
Sent: Monday, January 30, 2017 3:17 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Information on latest Executive Order for all BFO Employees

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

From: (b)(6), (b)(7)(C) On Behalf Of DFOBOSTON
Sent: Saturday, January 28, 2017 3:05 PM
To: BOSTON FIELD OFFICE ALL EMPLOYEES <(b)(7)(E)>
Subject: Information on latest Executive Order for all BFO Employees

Team,

Last night, President Trump issued an executive order with notable implications for U.S. Customs and Border Protection. Key highlights are below and you will be receiving additional information in musters and from your supervisors. We are committed to providing you with updated information and guidance as soon as it becomes available. This is a very fluid and quickly changing situation, and I expect changes will come often.

You are the face of this organization; I recognize that each of you will be affected by this in many ways given your outward-facing role. I would ask that all continue to maintain the highest level of professionalism and stay focused on the mission. Communicate your concerns and questions to your supervisors, and they will be answered.

As you always do, be mindful of your comments. We do not want all of the good work that you do day in and day out to be diminished because of remarks being sensationalized in the public, the media, or any other venue. We live in a world where cameras are everywhere and word choice is critical. If in the course of your duties, you are asked why you are carrying out the executive order, state that you work for the Executive Branch and you are carrying out an order issued by the President. If you are asked what you think of the executive order or for your opinion on it, please refrain from offering any opinions and just respond that you are not able to discuss the matter.

All media inquiries should be directed to Stephanie Malin, (b)(6), (b)(7)(C) and Sean Smith (b)(6), (b)(7)(C). Any requests for information for other stakeholders should be directed to your chain of command to address as appropriate.

As evidenced by the protests at other locations, the changes from this executive order have the potential to produce a number of very emotional situations. It is absolutely critical that you remain vigilant both on and off duty; uniformed personnel should wear cover jackets and protective gear as appropriate.

KEY HIGHLIGHTS:

- Effective immediately, all entry into the United States for aliens who are national from Iran, Iraq, Somalia, Libya, Syria, Yemen and Sudan is suspended. Existing visas have been revoked by the Department of State.

- Non-immigrants and first-time arriving immigrants will be allowed to withdraw their application for admission in lieu of expedited removal (ER), unless an ER is appropriate.
- A, G, and C-2 visa holders are exempt.
- Legal Permanent Residents (LPR) from these countries can only be granted an exemption (212(f)) from the DFO, assuming they are otherwise admissible. All waiver requests should be submitted through your chain of command.
- **(b)(7)(E)**
- Fear claims will be processed as normal.
- **(b)(7)(E)**
- There will be challenges with families of mixed statuses.
 - For example, LPR parents with U.S. citizen children. In these instances, children will stay with their parents who may be eligible for an exemption.
 - H1B with U.S. citizen children will stay with their parent, who will be allowed to withdraw.
- Refugees, Asylees, Unaccompanied Children, and subjects returning to the US with Advanced Parole 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.

Again, I recognize that this executive order will impact many of you in many ways. I thank you for your professionalism as we enforce it and for your patience as we work to address all of its implications.

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

From: FERRARA, WILLIAM
Sent: Friday, February 03, 2017 6:19 PM
To: (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: From POLITICO - Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard

Mike,

Would you please send (b)(6), (b)(7)(C) questions to the CAT in conjunction with (b)(6), (b)(7)(C) advice to the CAT.

Thanks,

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 6:14 PM
To: (b)(6), (b)(7)(C) FERRARA, WILLIAM (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: From POLITICO - Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard

I cleared that guidance through OCC HQ (b)(6), (b)(7)(C) I leave it to Bill's discretion to request further guidance up the OFO chain.

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 6:06:26 PM
To: (b)(6), (b)(7)(C) FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: From POLITICO - Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard

(b)(5)

(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)
(mobile)

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

Sent: Friday, February 03, 2017 5:58 PM

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

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

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

Subject: RE: From POLITICO - Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard

We recommend that (b)(5), (b)(7)(E)

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

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

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

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

Sent: Friday, February 03, 2017 5:27:30 PM

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

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

Subject: RE: From POLITICO - Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard

(b)(5)

(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)
(mobile)

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

Sent: Friday, February 03, 2017 8:04 AM

To: FERRARA, WILLIAM (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: From POLITICO - Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard

Please see below.

I just talked to (b)(6), (b)(7)(C) and we can discuss this further when I get into the office.

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:51:05 AM
To: (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: From POLITICO - Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard

(b)(5)

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:45 AM
To: (b)(6), (b)(7)(C) (b)(6)
(b)(6) > (b)(6), (b)(7)(C) (b)(6)
(b)(6)
Cc: (b)(6), (b)(7)(C)
Subject: RE: From POLITICO - Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard
Importance: High

All,

(b)(5)

(b)(5)

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

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

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

Sent: Friday, February 03, 2017 7:22:57 AM

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

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

Subject: RE: From POLITICO - Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard

(b)(5)

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

Sent: Thursday, February 02, 2017 7:48 PM

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

(b)(6)

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

Subject: RE: From POLITICO - Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard

(b)(5)

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

From: (b)(6)

Sent: Thursday, February 02, 2017 6:09 PM

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

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

(b)(6)

Subject: RE: From POLITICO - Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard

(b)(5)

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

Sent: Thursday, February 2, 2017 6:02 PM

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

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

(b)(6)

(b)(6)

Subject: FW: From POLITICO - Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard

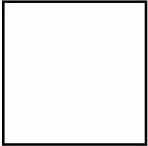
From: (b)(6), (b)(7)(C)

Sent: Thursday, February 02, 2017 5:42:57 PM

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

Subject: From POLITICO - Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard

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Suit: U.S. threatened to deny landing to Swiss flight if Trump travel ban passenger aboard

By [Josh Gerstein](#)

U.S. officials implementing President Donald Trump's travel ban executive order threatened to deny landing to a Swiss airlines flight earlier this week if an Iranian scientist who had received a U.S. professional exchange visa was allowed on board, a federal lawsuit contends...

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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.

NOW, THEREFORE, IT IS HEREBY ORDERED

Allison D. Burroughs
United States District Judge

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.

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

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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

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

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

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;

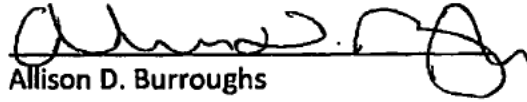
c) to assure compliance with this Order, the United States Marshal for the District of Massachusetts shall be served with this Order and is further directed to take those actions deemed necessary to enforce this Order; and

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.

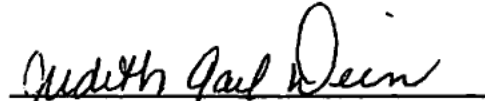
II. This Order shall remain in effect for a period of seven (7) days from the date of this Order.

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: FERRARA, WILLIAM
Sent: Friday, February 03, 2017 12:09 PM
To: (b)(6), (b)(7)(C)
Cc:
Subject: RE: E.O. 212(f) Updates, ALL Flights have Transmitted

10-4

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 12:06:22 PM
To: (b)(6), (b)(7)(C); FERRARA, WILLIAM
Cc: (b)(6), (b)(7)(C)
Subject: RE: E.O. 212(f) Updates, ALL Flights have Transmitted

Not sure you will get this, but hearing is still ongoing.

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 12:04:55 PM
To: FERRARA, WILLIAM
Cc: (b)(6), (b)(7)(C)
Subject: RE: E.O. 212(f) Updates, ALL Flights have Transmitted

Got it.

(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: FERRARA, WILLIAM
Sent: Friday, February 03, 2017 11:44 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)

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

Subject: RE: E.O. 212(f) Updates, ALL Flights have Transmitted

(b)(5)

Bill

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

From: FERRARA, WILLIAM

Sent: Friday, February 03, 2017 11:27 AM

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

Cc: (b)(6), (b)(7)(C) MANNING, MICHAEL P

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

Subject: FW: E.O. 212(f) Updates, ALL Flights have Transmitted

Importance: High

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

Below is the recap of the way we will proceed for the J-1 and 9 others that are on the 1300 LH flight. As you know as I type this message the DOJ is in court addressing the TRO for Logan. Should anything occur that would change our direction or further guidance from OCC or HQ I will let you know immediately.

Let me know if you need anything or have questions.

Thanks,
Bill

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 11:13 AM

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

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

Subject: FW: E.O. 212(f) Updates, ALL Flights have Transmitted

Importance: High

Sir below is some draft guidance from the Logan team regarding the LH arrivals

All,

Based on discussions with the DFO, (b)(6), (b)(7)(C) OFO CAT and the Executive Director of the Admissibility and Passenger Programs it has been determined that the following action will be taken in terms of the passengers that are arriving aboard Lufthansa:

- (b)(5), (b)(7)(E)
- (b)(5), (b)(7)(E)
- An exemption request using the format that we have developed over the past week will be forwarded to the Boston Border Security Employees email box
- The DFO will review the case and make a determination.
- If the exemption is approved the passenger's visa will be cancelled without prejudice (CWOP physically in the passport) and an I-193 waiver will be granted.
- The passenger will be admitted and released
- Please note (b)(5), (b)(7)(E) has already conducted the necessary checks.
- As with all passengers in admissibility please ensure bathroom and water are offered as these are very public cases that will be scrutinized

Please let me know if you have any questions.

(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 10:56 AM
 To: (b)(6), (b)(7)(C)

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

(b)(6), (b)(7)(C) TTRT-Boston (b)(7)(E)

(b)(7)(E)

Cc: BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES

(b)(7)(E)

Subject: E.O. 212(f) Updates, ALL Flights have Transmitted
Importance: High

Update as of 1100hrs

Please see attached spreadsheet

Summary

02/03/2017

Total Hits: **27**

Total scheduled to land in Boston as of 1145 hrs: **22**

Total Offload/NBD's: **10**

Waiting for APIS Transmit: **0**

Scheduled for: (b)(6), (b)(7)(C), (b)(7)(E)

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

Scheduled on: (b)(6), (b)(7)(C), (b)(7)(E)

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

Scheduled for: (b)(6), (b)(7)(C), (b)(7)(E)

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

Scheduled on: (b)(6), (b)(7)(C), (b)(7)(E)

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

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

Scheduled on (b)(7)(E)

(b)(7)(E)

From: FERRARA, WILLIAM
Sent: Friday, February 03, 2017 8:12 PM
To: (b)(6), (b)(7)(C) P; BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

The team's safety is paramount.

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 7:50:25 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

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)(7)(E)
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)(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: FERRARA, WILLIAM
Sent: Sunday, January 29, 2017 6:12 PM
To: (b)(6), (b)(7)(C)
Subject: RE: LPRs abroad

10-4

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 6:04:18 PM
To: FERRARA, WILLIAM
Subject: FW: LPRs abroad

(b)(5)

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

From: (b)(7)(E)
Sent: Sunday, January 29, 2017 6:01:38 PM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: FW: LPRs abroad

(b)(5)

Many thanks,

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 5:57 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: LPRs abroad

This message may contain information that is confidential or legally privileged. If you are not the intended recipient, please immediately advise the sender by reply email that this message has been inadvertently transmitted to you and delete this email from your system.

The following LPR has been told she cannot board her US-bound flight.

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

She has her valid LPR card with her.

Currently stuck in **(b)(6), (b)(7)(C)**

Thank you.

From: FERRARA, WILLIAM
Sent: Monday, January 30, 2017 3:11 PM
To: (b)(6), (b)(7)(C)
Subject: FW: 01/29/2017: CBP Awareness Messaging
Attachments: DMA Boston 2017_01_29_12_02_33.pdf

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 10:48 PM
To: (b)(6), (b)(7)(C)

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

Subject: 01/29/2017: CBP Awareness Messaging

Good Evening,

The below guidance is being provided again to ensure that all carriers are aware of the District Court's order in *Louhghalam v. Trump*, No. 17-cv-10154 (issued on January 29, 2017). That order is attached.

Airlines are informed that CBP will process all individuals arriving at Logan Airport in accordance with the law. Upon arrival at Logan International Airport all individuals will be processed in accordance with the law, including to determine if they are inadmissible. Those individuals who are inadmissible will be placed in appropriate removal proceedings and detained only where it is permissible under the law. *See* INA 235(b)(1). Carriers are reminded that it is unlawful to bring into the United States any alien who does not have a valid passport and an unexpired visa, if a visa was required under the Act or regulations issued thereunder.

Thank you,

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

Watch Commander
U.S. Customs and Border Protection
Port of Boston
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 2:57 PM
To: (b)(6), (b)(7)(C)

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

Subject: 01/29/2017: CBP Awareness Messaging

All,

Please see the below information awareness messaging from CBP.

Airlines are informed that CBP will process all individuals arriving at Logan Airport in accordance with the law. Upon arrival at Logan International Airport all individuals will be processed in accordance with the law, including to determine if they are inadmissible. Those individuals who are inadmissible will be placed in appropriate removal proceedings and detained only where it is permissible under the law. *See* INA 235(b)(1). Carriers are reminded that it is unlawful to bring into the United States any alien who does not have a valid passport and an unexpired visa, if a visa was required under the Act or regulations issued thereunder.

Thanks,

(b)(6), (b)(7)(C)
Watch Commander
Area Port of Boston
(b)(6), (b)(7)(C)

From: FERRARA, WILLIAM
Sent: Tuesday, January 31, 2017 2:30 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Visa Issue

(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 2:25:39 PM
To: FERRARA, WILLIAM
Subject: Visa Issue

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

Subject was booked to arrive at Boston Logan Airport on Saturday 1/28/2017 and on tonight LX 52 denied boarding both times

DENIED BOARDING/NO SHOW/CANCELED: DENIED BOARDING

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

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

(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: Tuesday, January 31, 2017 2:00 PM

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

Subject:

(b)(5)

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) 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: FERRARA, WILLIAM
Sent: Friday, February 03, 2017 7:12 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Thanks (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: Friday, February 03, 2017 7:11 PM
To: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Subject: RE: Iranian Citizen J-1 Visa Holder Beecher Falls, VT POE

Yes. Just got off the phone with the port and they have him awaiting further guidance. We are also waiting for our (b)(7)(E) to arrive and checks from the (b)(7)(E) to come 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)
BB: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: FERRARA, WILLIAM
Sent: Friday, February 03, 2017 7:07 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Iranian Citizen (b)(6), (b)(7)(C) Beecher Falls, VT POE

Is he still there?

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: (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 J-1 Visa Holder 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: FERRARA, WILLIAM
Sent: Friday, February 03, 2017 4:03 PM
To: (b)(6), (b)(7)(C)
Subject: RE: 212(f) LH 422

Approved

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 2:00 PM
To: FERRARA, WILLIAM <(b)(6), (b)(7)(C)>
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
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 1:58 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 422

1 of 10

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

Details:

(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: FERRARA, WILLIAM
Sent: Friday, February 03, 2017 8:45 PM
To: (b)(6), (b)(7)(C)
Subject: RE: 212(f) LH 424 (4-7)

Approved

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 8:19 PM
To: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C) BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
(b)(6), (b)(7)(C)
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)(6), (b)(7)(C)

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

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

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 DFU Ferrara.

Details:

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

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

(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 [redacted] who applied for admission as a [redacted] [redacted] was inspected in concurrence with CBP authority and admitted per DFO Ferrara.

Details:

[redacted]

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

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

A/Watch Commander
Logan Airport

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

From: FERRARA, WILLIAM
Sent: Saturday, January 28, 2017 8:58 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: Last Pending

Give them my best.

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

From: [REDACTED]
Sent: Saturday, January 28, 2017 8:51:16 PM
To: [REDACTED] FERRARA, WILLIAM
Cc: [REDACTED]
Subject: RE: Last Pending

Here with [REDACTED] and [REDACTED]

[REDACTED] Boston Area Port Director
 Office of Field Operations
 U.S. Customs and Border Protection
 [REDACTED] (mobile)

From: [REDACTED]
Sent: Saturday, January 28, 2017 8:45:11 PM
To: FERRARA, WILLIAM
Cc: [REDACTED]
Subject: Last Pending

We are down to the last 4, 3 LPRs, 1 Parole.

[REDACTED]
(b)(7)(E)

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

[REDACTED] Boston Area Port Director
 Office of Field Operations
 U.S. Customs and Border Protection
 [REDACTED] (mobile)

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.

NOW, THEREFORE, IT IS HEREBY ORDERED

Allison D. Burroughs
United States District Judge

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

From: FERRARA, WILLIAM
Sent: Friday, February 03, 2017 12:22 PM

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

Subject: RE: Hearing is over

Thank you.

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 12:21 PM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) FERRARA, WILLIAM; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

Subject: Hearing is over

(b)(5) A decision was not issued from the bench, judge stated he would rule "promptly." Alternatively, TRO will expire by its terms at approximately 2:30 am this Sunday.

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

Subject: 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: Not yet responded

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

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

Resources: (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.

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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

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

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

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Petitioners,

v.

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

Respondents

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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

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

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v.

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

Respondents

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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: FERRARA, WILLIAM
Sent: Sunday, January 29, 2017 12:44 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Copy of Temporary Restraining Order

No matter the answer I need a solid one. I am certain that (b)(6), (b)(7)(C) did the right thing.

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 12:36:42 PM
To: FERRARA, WILLIAM
Subject: RE: Copy of Temporary Restraining Order

Sorry I got a solid no out of the conversation when I asked (b)(6), (b)(7)(C)

I'm butting in should let the ports answer

From: FERRARA, WILLIAM
Sent: Sunday, January 29, 2017 5:32:30 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Copy of Temporary Restraining Order

?

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: FERRARA, WILLIAM
Sent: Monday, January 30, 2017 2:44 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Lawyers advising LPRs...

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

From: FERRARA, WILLIAM
Sent: Sunday, January 29, 2017 9:15 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Lawyers advising LPRs...

Saw that earlier.

Spoke to (b)(6), (b)(7)(C) about the 0700 arrivals. She reiterated that we are operating under the guidance approved by DOJ, OGC, and OCC HQ. It will be unlikely to receive and new guidance before the lawyers talk in the morning.

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 9:12:14 PM
To: FERRARA, WILLIAM
Subject: FW: Lawyers advising LPRs...

Globe article, lawyers advising LPRs to travel to Boston because of our specific order.

(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: Sunday, January 29, 2017 8:18:33 PM
To: (b)(6), (b)(7)(C)

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

Subject: FW: Lawyers advising LPRs...

Something interesting CBPO (b)(6), (b)(7)(C) found

Also, another CBPO told me about a twitter feed which had information regarding a rolling roadblock at Logan starting at 0430 tomorrow until 1030 am

Thank you,

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

Watch Commander
U.S. Customs and Border Protection
Port of Boston

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

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

Sent: Sunday, January 29, 2017 7:59 PM

To: Boston Pax Op (b)(7)(E)

Subject: Lawyers advising LPRs...

From: FERRARA, WILLIAM
Sent: Monday, January 30, 2017 6:03 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Flights Saturday 1/28 Sunday 1/29

Thanks.

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 6:02 PM
To: FERRARA, WILLIAM (b)(6), (b)(7)(C)
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)

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

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

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January 29, 2017

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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

Allison D. Burroughs
United States District Judge

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

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

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.

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: FERRARA, WILLIAM
Sent: Tuesday, January 31, 2017 3:53 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Update

Ok

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 3:52:21 PM
To: FERRARA, WILLIAM
Subject: RE: Update

I'll stop at 4:15 p.m.

(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: Tuesday, January 31, 2017 3:42 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Update

Heading back now. How about 30 minutes?

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

From: (b)(6)
Sent: Tuesday, January 31, 2017 3:13:59 PM

To: FERRARA, WILLIAM
Subject: Update

(b)(5)

(b)(6)

(b)(6)

Senior Attorney
U.S. Customs and Border Protection

(b)(6)

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.

Subject: 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: Not yet responded

Organizer: FERRARA, WILLIAM

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

Resources: (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: FERRARA, WILLIAM
Sent: Thursday, February 02, 2017 7:36 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Status Update

Just let me know when. 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 7:34 AM
To: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Status Update

Sounds good. I'm just waiting on the DOJ call time, but otherwise available.

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

From: FERRARA, WILLIAM
Sent: Thursday, February 02, 2017 7:11:18 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Status Update

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

(b)(5)

Thanks,
Bill

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 6:53 AM
To: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: Status Update

(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: Thursday, February 02, 2017 7:34 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Louhghalam/D. Mass. TRO

(b)(5)

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 7:31 AM
To: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Subject: FW: Louhghalam/D. Mass. TRO

(b)(5)

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

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 6:31:55 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Louhghalam/D. Mass. TRO

(b)(5)

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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 9:25:33 PM

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

Subject: FW: Louhghalam/D. Mass. TRO

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

(b)(5)

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

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

Sent: Wednesday, February 01, 2017 8:20:05 PM

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

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

Subject: Louhghalam/D. Mass. TRO

All,

(b)(5)

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

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

Trial Attorney

United States Department of Justice

Office of Immigration Litigation – District Court Section

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



From: FERRARA, WILLIAM
Sent: Friday, February 03, 2017 6:43 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Potential EO Guidance

Importance: High

Stand by, it appears changes are coming.

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

From: HOFFMAN, TODD A
Sent: Friday, February 03, 2017 6:42 PM
To: DIRECTORS FIELD OPS (b)(7)(E) EXECUTIVE DIRECTORS HQ
(b)(7)(E)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: Potential EO Guidance
Importance: High

Directors,

We may need to take immediate action this evening related to the EO. Once I receive word, I will send out policy guidance and reach out via phone tree.

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

From: FERRARA, WILLIAM
Sent: Saturday, January 28, 2017 2:36 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Contact

Thank you (b)(6), (b)(7)(C) will do!

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 2:33 PM
To: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: Contact

Bill,

(b)(5), (b)(6), (b)(7)(C)
(b)(5), (b)(6), (b)(7)(C) you are free to pass along my smartphone telephone number to your port directors, if you feel they may need legal assistance throughout the weekend.

(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: Friday, February 03, 2017 12:24 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Hearing is over

10-4

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 12:24 PM
To: FERRARA, WILLIAM (b)(6), (b)(7)(C)
Subject: RE: Hearing is over

10-4 thanks.

I was following it on NECN. Just waiting for I G to call and I will scoop her up.

Hope to be back soon.

From: FERRARA, WILLIAM
Sent: Friday, February 03, 2017 12:21:53 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Hearing is over

FYI

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 12:21 PM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) FERRARA, WILLIAM (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: Hearing is over

(b)(5)

A decision was not issued from the bench, judge stated he would rule "promptly." Alternatively, TRO will expire by its terms at approximately 2:30 am this Sunday.

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

Senior Attorney
Office of Assistant Chief Counsel, Boston

* sent from my smartphone

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 12:22 PM
To: (b)(6), (b)(7)(C) FERRARA, WILLIAM
Cc: (b)(6), (b)(7)(C)
Subject: RE: Hearing is over

Thanks for the update. Let us know whenever you are able to call.

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 12:20:39 PM
To: (b)(6), (b)(7)(C) FERRARA, WILLIAM
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: Hearing is over

(b)(5) A decision was not issued from the bench, judge stated he would rule "promptly." Alternatively, TRO will expire by its terms at approximately 2:30 am this Sunday.

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 8:35 AM
To: FERRARA, WILLIAM
Cc: (b)(6), (b)(7)(C)
Subject: RE: (b)(5)

Thanks, I appreciate it.

From: FERRARA, WILLIAM
Sent: Sunday, January 29, 2017 7:32:46 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Processing Status of Persons Affected by Executive Order

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

(b)(5)

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 8:31:11 AM
To: FERRARA, WILLIAM
Cc: (b)(6), (b)(7)(C)
Subject: Processing Status of Persons Affected by Executive Order

(b)(5)

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

Subject: FW: Single Issue Call with DFO Ferrara ****THIS EVENING****

Location: Conference Line: (b)(6), (b)(7)(C) Participant code: (b)(6), (b)(7)(C)

Start: 1/27/2017 9:15 PM

End: 1/27/2017 9:45 PM

Show Time As: Tentative

Recurrence: (none)

Meeting Status: Received

Organizer: FERRARA, WILLIAM

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

Resources: Conference Line #: (b)(6), (b)(7)(C) Participant code: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C) on behalf of FERRARA, WILLIAM
Sent: Friday, January 27, 2017 7:56:11 PM
To: Boston Field Office Port Directors; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: Single Issue Call with DFO Ferrara ****THIS EVENING****
When: Friday, January 27, 2017 8:15 PM-8:45 PM.
Where: Conference Line (b)(6), (b)(7)(C) Participant code: (b)(6), (b)(7)(C)

All;

Please be advised that DFO Ferrara is asking for your participation on this very important conference call that will discuss critical and sensitive information regarding the Executive Order that was signed by the President earlier this evening. Please be on the call if possible by 9:15 p.m. or 2115 this evening. DFO Ferrara will be most likely joining us at that time or very shortly after in order to brief us.

Call in information for you to utilize is stated above in the invitation.

Thank you;

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 3:27 PM
To: FERRARA, WILLIAM
Subject: RE: Thanks

Your welcome, Bill, I'm glad that we were able to assist. We're grateful also to you and your staff for the outstanding cooperation throughout.

From: FERRARA, WILLIAM
Sent: Sunday, January 29, 2017 1:33:47 PM
To: (b)(6), (b)(7)(C)
Subject: Thanks

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

I just wanted to drop you a note to compliment and thank both (b)(6), (b)(7)(C) for their help today navigating the Court Order. They were a tremendous help providing us guidance (b)(5)
(b)(5)

Bill

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

Subject: FW: Single Issue Call with DFO Ferrara ****THIS EVENING****

Location: Conference Line # (b)(6), (b)(7)(C) Participant code: (b)(6), (b)(7)(C)

Start: 1/27/2017 9:15 PM

End: 1/27/2017 9:45 PM

Show Time As: Tentative

Recurrence: (none)

Meeting Status: Received

Organizer: FERRARA, WILLIAM

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

Resources: Conference Line # (b)(6), (b)(7)(C) Participant code: (b)(6), (b)(7)(C)

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

Assistant Port Director (A)
Passenger Processing
Logan Airport

All times listed are in the following time zone:(UTC-05:00) Eastern Time (US & Canada)

From: FERRARA, WILLIAM

Sent: Friday, January 27, 2017 8:56:15 PM

To: FERRARA, WILLIAM; Boston Field Office Port Directors; (b)(6), (b)(7)(C)

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

Subject: Single Issue Call with DFO Ferrara ****THIS EVENING****

When: Friday, January 27, 2017 9:15 PM-9:45 PM.

Where: Conference Line # (b)(6), (b)(7)(C) Participant code: (b)(6), (b)(7)(C)

All;

Please be advised that DFO Ferrara is asking for your participation on this very important conference call that will discuss critical and sensitive information regarding the Executive Order that was signed by the President earlier

this evening. Please be on the call if possible by 9:15 p.m. or 2115 this evening. DFO Ferrara will be most likely joining us at that time or very shortly after in order to brief us.

Call in information for you to utilize is stated above in the invitation.

Thank you;

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:28 AM
To: (b)(6), (b)(7)(C)
Cc:
Subject: RE: Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

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

(b)(6), (b)(7)(C)
Assistant Port Director
U.S. Customs and Border Protection
Area Port of New Orleans
Office: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:09:23 AM
To: (b)(6), (b)(7)(C)
Cc:
Subject: RE: Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

The way I read it, (b)(5)

(b)(6), (b)(7)(C)
Area Port Director
Area Port of New Orleans, LA
Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:41:49 AM
To: (b)(6), (b)(7)(C)
Cc:
Subject: RE: Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

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

Thanks,

(b)(6), (b)(7)(C)
Watch Commander
U.S. Customs and Border Protection
Area Port of New Orleans, LA
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)
Email: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 7:38 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

Also,

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

(b)(6), (b)(7)(C)
Area Port Director
Area Port of New Orleans, LA
Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:18:31 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

10-4

Thanks,

(b)(6), (b)(7)(C)
Watch Commander
U.S. Customs and Border Protection
Area Port of New Orleans, LA
Office: (b)(6), (b)(7)(C)
Cell
Fax: (b)(6), (b)(7)(C)
Email: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 7:18 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States
Importance: High

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

I saw your other email from LA. Go ahead and delete all of the headquarters contacts and forward this one to the area Port managers. Include the additional information regarding LPRs at the top to clarify any questions on that issue. Also, direct all managers to go up the chain to the area Port Director immediately if we come into contact with anyone from the 7 countries.

(b)(6), (b)(7)(C)
Area Port Director
Area Port of New Orleans, LA
Customs and Border Protection

From: HOFFMAN, TODD A
Sent: Saturday, January 28, 2017 1:06:41 AM
To: DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P; 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

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 Immigration Advisory Program/Joint Security Program (IAP/JSP) locations, and Regional Carrier Liaison Groups (RCLG).

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

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

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

Approved per C1, 1722 hours.

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

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

Exemption to Executive Order Request

January 28, 2017

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

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


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


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

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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

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



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

Waiver granted by C1, 1312 hours.

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

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

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

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

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

• **(b)(6), (b)(7)(C)**
7:
•

(b)(7)(E)

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From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 9:27 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Warning Order: New Executive Order

Got in. Heard the instructions. Have not received the Executive Order. I suspect my name hasn't been placed on the DFO list as of yet.

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 10:00:07 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Warning Order: New Executive Order

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

Call is on now. Don't know if they sent you the time.

(b)(6), (b)(7)(C)
Area Port Director
Area Port of New Orleans, LA
Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 8:01:26 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Warning Order: New Executive Order

Got it. Thanks.
Yes, I'll take care of busi5till you arrive.

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 8:40:11 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Warning Order: New Executive Order

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

Did you get this message and are you available for the call? I'll let you handle for San Juan Field Office unless you need me to take the call for you.

(b)(6), (b)(7)(C)
Area Port Director
Area Port of New Orleans, LA
Customs and Border Protection

From: (b)(6), (b)(7)(C)**Sent:** Friday, January 27, 2017 7:22:55 PM**To:** (b)(6), (b)(7)(C) DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS; EXECUTIVE DIRECTORS HQ**Cc:** OFO-FIELD LIAISON**Subject:** RE: Warning Order: New Executive Order

We will be having a DFO call within a couple of hours please stand by for further information

Thank you,

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

Deputy Executive Director (Acting)

OFO Operations

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

From: (b)(6), (b)(7)(C)**Sent:** Friday, January 27, 2017 6:50:24 PM**To:** DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS; EXECUTIVE DIRECTORS HQ**Cc:** OFO-FIELD LIAISON**Subject:** Warning Order: New Executive Order

DFOs,

President Trump just signed an Executive Order: Protecting the Nation from Foreign Terrorists Entry into the United States.

Headquarters is currently working on instructions for the field related to this Presidential Executive Order. Please standby for guidance on immediate implementation.

Thank you,

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

Deputy Executive Director (Acting)

OFO Operations

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 9:13 AM
To: (b)(6), (b)(7)(C)
Subject: RE: ACTION: DUE 0930 Hours (EST) 01292017: Specifics needed on anyone held at the ports

10-4

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 9:43:32 AM
To: (b)(6), (b)(7)(C)
Subject: FW: ACTION: DUE 0930 Hours (EST) 01292017: Specifics needed on anyone held at the ports

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

Include me on the submission to Liaison just so I have situational awareness. Thanks.

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

Area Port Director
 Area Port of New Orleans, LA
 Customs and Border Protection

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

Good morning Directors,

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

Example:

FO/Location:	Name:	Status	Disposition	Departure flight/time
JFK	(b)(6), (b)(7)(C)	K1	WD	TBD
JFK	(b)(6), (b)(7)(C)	B2	WD	TBD

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

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

I've attached a spreadsheet to ease the process.

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

Thank you,

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

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

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

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

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

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

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

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



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

XD Ops, XD APP, Field Liaison,

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

Thank you.

Name:	Status	Disposition	Departure flight/time
(b)(6), (b)(7)(C)	K1	WD	TBD
(b)(6), (b)(7)(C)	B2	WD	TBD

Todd C. Owen
Executive Assistant Commissioner
Office of Field Operations

U.S. Customs & Border Protection

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

Approved per C1, 1722 hours.

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

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

Exemption to Executive Order Request

January 28, 2017

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

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

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


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


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


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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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

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

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



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

Waiver granted by C1, 1312 hours.

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

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

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

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

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

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

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

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

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

(b)(7)(E)

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**U.S. CUSTOMS AND BORDER PROTECTION
DELEGATION ORDER**

ORIGINATING OFFICE: OC

DISTRIBUTION:

ORDER NUMBER:

ISSUE DATE: February 1, 2017

EFFECTIVE DATE: February 1, 2017

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, (b)(7)(E)
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)

(b)(7)(E)

This authority may not be further delegated.

Commissioner

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 12:18 PM
To: STAVINOHA, STEVEN; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

Will do.

(b)(6), (b)(7)(C)
Area Port Director
Area Port of New Orleans, LA
Customs and Border Protection

From: STAVINOHA, STEVEN
Sent: Saturday, January 28, 2017 12:16:49 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

Can you have PAU do a historical query for the last 90 days to see how many we had? Crewmembers from the 7 COI.

Thx.
Steven Stavinoha
Director, New Orleans
Office of Field Operations
US Customs & Border Protection
W: (b)(6), (b)(7)(C)
C: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:05:23 AM
To: STAVINOHA, STEVEN
Cc: (b)(6), (b)(7)(C)
Subject: RE: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

10-4.

I have spoken to the ASD CEO and APM Terminal Director.

AOR PD'S are reaching out as well to stakeholders

I had an outreach already scheduled next week with brokers and agents and will brief them as well.

Working on Carnival notification now.

Still negative reporting for MOB.

Thanks,

(b)(6), (b)(7)(C)
Area Port Director
U.S. Customs and Border Protection
Office of Field Operations
150 N Royal Street
Mobile, AL 36602

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

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

From: STAVINOHA, STEVEN

Sent: Saturday, January 28, 2017 10:55:02 AM

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

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

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

All,

APP advised that crewmembers arriving from the 7 countries are included in this EO. Visas should be cancelled and they will be detained on board until departure foreign.

In the event we identify someone who was previously admitted that is departing foreign on a Cruise Vessel, CBP or the vessel operator should inform them of the implications of this EO upon their return.

Let me know as additional questions arise.

Thanks.

Steven Stavinoha
Director, New Orleans
Office of Field Operations
US Customs & Border Protection

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

From: STAVINOHA, STEVEN

Sent: Saturday, January 28, 2017 6:21:03 AM

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

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

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

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

Please coordinate with the Area Ports to ensure we meet the reporting requirements set forth by HQ. Thx.

(b)(6), (b)(7)(C) is on the DFO distro.

Steven Stavinoha
 Director, New Orleans
 Office of Field Operations
 US Customs & Border Protection

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

From: (b)(6), (b)(7)(C) on behalf of OFO-FIELD LIAISON
Sent: Saturday, January 28, 2017 12:08:45 AM
To: DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS
Cc: (b)(6), (b)(7)(C); OFO-FIELD LIAISON; (b)(6), (b)(7)(C); MURDOCK, JUDSON W; (b)(6), (b)(7)(C)
Subject: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

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

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

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

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

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

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

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

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 8:10 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Warning Order: New Executive Order

Understood. He just responded and will be on the call. I will listen in also but he has the lead for San Juan.

(b)(6), (b)(7)(C)
Area Port Director
Area Port of New Orleans, LA
Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 7:56:21 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Warning Order: New Executive Order

We will add him. Thank you. To be honest nobody told me he would be acting.

Thank you,

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

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

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 7:45:39 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Warning Order: New Executive Order

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

Do you have (b)(6), (b)(7)(C) included as the acting DFO San Juan until I arrive? I sent him an email to see if he received the information but havent heard back yet. Just want to make sure we're covered.

(b)(6), (b)(7)(C)
Area Port Director
Area Port of New Orleans, LA
Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 7:22:55 PM
To: (b)(6), (b)(7)(C) DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST

DIRECTORS; MISSION SUPPORT ASST DIRECTORS; EXECUTIVE DIRECTORS HQ

Cc: OFO-FIELD LIAISON

Subject: RE: Warning Order: New Executive Order

We will be having a DFO call within a couple of hours please stand by for further information

Thank you,

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

Deputy Executive Director (Acting)

OFO Operations

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

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

Sent: Friday, January 27, 2017 6:50:24 PM

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

Cc: OFO-FIELD LIAISON

Subject: Warning Order: New Executive Order

DFOs,

President Trump just signed an Executive Order: Protecting the Nation from Foreign Terrorists Entry into the United States.

Headquarters is currently working on instructions for the field related to this Presidential Executive Order. Please standby for guidance on immediate implementation.

Thank you,

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

Deputy Executive Director (Acting)

OFO Operations

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:18 AM
To: (b)(6), (b)(7)(C)
Cc:
Subject: FW: Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States
Attachments: Executive Order - Protecting the Nation from Foreign Terrorist Entry into the United States.pdf; FW: Delegation of Case-by-Case Waiver Authority per Executive Order on Protection the Nation From Foreign Terrorist Entry Into the United States
Importance: High

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

I saw your other email from LA. Go ahead and delete all of the headquarters contacts and forward this one to the area Port managers. Include the additional information regarding LPRs at the top to clarify any questions on that issue. Also, direct all managers to go up the chain to the area Port Director immediately if we come into contact with anyone from the 7 countries.

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

Area Port Director
Area Port of New Orleans, LA
Customs and Border Protection

From: HOFFMAN, TODD A
Sent: Saturday, January 28, 2017 1:06:41 AM
To: DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P; 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

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 Immigration Advisory Program/Joint Security Program (IAP/JSP) locations, and Regional Carrier Liaison Groups (RCLG).

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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


1300 Pennsylvania Avenue NW
Washington, DC 20229



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

JAN 28 2017

Memorandum For: Directors, Field Operations

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

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

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

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

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

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

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

- (1) All case processing will be recorded in (b)(7)(E) (b)(7)(E) system, according to current policy/procedure.
- (2) (b)(7)(E) will be allowed to withdraw their application for admission on Form I-275, **without a sworn statement**. All other procedures pertaining to the processing of Form I-275 withdrawal cases apply.
- (3) Should the alien decline to withdraw their application for admission, the alien will be placed in Expedited Removal in accordance with standard operating procedures.
- (4) Aliens claiming fear of return will be referred to an asylum officer, and processed for Expedited Removal/Credible Fear (ERF). Aliens processed under ERF procedures will

be referred to ERO for detention. Field Offices should clearly indicate to both CIS and ERO that aliens are subject to Executive Order during the referral process.

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 2:00 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

Importance: High

Didn't notice you weren't on the distribution.

(b)(6), (b)(7)(C)
 Area Port Director
 Area Port of New Orleans, LA
 Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 12:38:31 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C) STAVINOHA, STEVEN; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: FW: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

In accordance with the HQ reporting requirements outlined below, I will be submitting the New Orleans Field Office responses.

Please submit your reports, utilizing the HQ template previously distributed, to me in by the following times in order that I can submit to HQ timely: 0300 CST, 1300 CST and 1900 CST.

Please let me know if you have any questions.

Thank you.

(b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 Assistant Director, Field Operations
 New Orleans Field Office
 (O) (b)(6), (b)(7)(C)
 (C) (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:01 AM
To: (b)(6), (b)(7)(C) OFO-FIELD LIAISON (b)(7)(E)
 DIRECTORS FIELD OPS (b)(7)(E); EXECUTIVE DIRECTORS HQ
 (b)(7)(E) BORDER SECURITY ASST DIRECTORS
 (b)(7)(E); TRADE OPERATIONS ASST DIRECTORS

(b)(7)(E) >; MISSION SUPPORT ASST DIRECTORS
 Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) MURDOCK, JUDSON W (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

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

For clarification please report your running totals.

Thank you,

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

From: (b)(7)(E)
Sent: Saturday, January 28, 2017 11:43:28 AM
To: OFO-FIELD LIAISON; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS
Cc: (b)(7)(E) MURDOCK, JUDSON W; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: RE: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

DFOs,

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

Thank you,

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

From: (b)(6), (b)(7)(C) behalf of OFO-FIELD LIAISON
Sent: Saturday, January 28, 2017 1:08:45 AM
To: DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS
Cc: (b)(6), (b)(7)(C) OFO-FIELD LIAISON; (b)(6), (b)(7)(C) MURDOCK, JUDSON W; (b)(6), (b)(7)(C)

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

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

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

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

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

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

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

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