

From: (b)(6), (b)(7)(C) on behalf of OFO-FIELD LIAISON
Sent: Saturday, January 28, 2017 6:30 AM
To: SHOBERG, ERIK; (b)(6), (b)(7)(C) STAVINOHA, STEVEN; (b)(6), (b)(7)(C) (b)(6), (b)(7)(C); MANNING, REGINALD I; (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) DURST, CASEY OWEN; (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) (b)(6), (b)(7)(C); WHITE, ROBERT E; (b)(6), (b)(7)(C) SABATINO, DIANE J; (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
Cc: OFO-FIELD LIAISON; (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
Subject: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States
Attachments: 20170127 Executive Order Reporting.pdf; 20170127 Executive Order Reporting attachment.xlsx
Importance: High

Good morning Directors,

Friendly reminder. The first Executive Order Report is due today. Read below instructions.

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

Thank you in advance for your attention to this important matter.

Respectfully,

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

Program Manager, Field Liaison Division
 Office of Field Operations
 U.S. Customs & Border Protection
 1300 Pennsylvania Avenue, NW

(b)(6), (b)(7)(C)
 Washington, DC 20229

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

*"A team is greater than the sum of its parts"
 Preparation+Attitude+Opportunity+Action=Luck*



From: (b)(6), (b)(7)(C) On Behalf Of OFO-FIELD LIAISON

Sent: Saturday, January 28, 2017 1:09 AM

To: DIRECTORS FIELD OP (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

(b)(7)(E)

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

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

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

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

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

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

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

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

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

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

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

If you have any questions regarding to reporting, please contact the Field Liaison Division, at (b)(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).

1300 Pennsylvania Avenue NW
Washington, DC 20229



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

January 28, 2017

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*

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Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO
Iran							
Iraq							
Libya							
Somalia							
Sudan							
Syria							
Yemen							

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 1:05 PM
To: FLORES, PETE ROMERO; (b)(6), (b)(7)(C)
Subject: RE: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

Tecate personnel have been briefed.

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

Port Director
 OFO Chaplain
 Customs & Border Protection
 Tecate Port of Entry
 Tecate, California

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

From: FLORES, PETE ROMERO
Sent: Wednesday, February 01, 2017 9:28 AM
To: (b)(6), (b)(7)(C)
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

Effect Immediately – LPRs are no longer included in the EO.

Please confirm operational implementation at ports.

Pete Flores
 Director, Field Operations
 San Diego Field Office
 U.S. Customs and Border Protection
 Work Phone: (b)(6), (b)(7)(C)
 Fax: (b)(6), (b)(7)(C)

From: HOFFMAN, TODD A
Sent: Wednesday, February 01, 2017 8:58 AM
To: DIRECTORS FIELD OPS (b)(7)(E) EXECUTIVE DIRECTORS HQ

(b)(7)(E)
Cc: Owen, Todd C (AC OFO); (b)(6), (b)(7)(C); WAGNER, JOHN P; (b)(6), (b)(7)(C)
MILLER, TROY A; (b)(6), (b)(7)(C)

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

Directors,

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

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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 11:53 AM
To: MCALEENAN, KEVIN K; (b)(6), (b)(7)(C); Owen, Todd C (AC OFO)
(b)(6), (b)(7)(C); WAGNER, JOHN P; (b)(6), (b)(7)(C); HOFFMAN, TODD A
(b)(6), (b)(7)(C); HUTTON, JAMES R; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
FLANAGAN, PATRICK S; (b)(6), (b)(7)(C); ALLES, RANDOLPH D; (b)(6), (b)(7)(C)

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

ATTORNEY CLIENT PRIVILEGED
ATTORNEY WORK PRODUCT

(b)(5)

(b)(5)

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

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

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

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From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 12:41 PM
To: (b)(6), (b)(7)(C)
Subject: RE: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

We will muster immediately.

From: FLORES, PETE ROMERO
Sent: Wednesday, February 01, 2017 9:28 AM
To: (b)(6), (b)(7)(C)
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Pete Flores
 Director, Field Operations
 San Diego Field Office
 U.S. Customs and Border Protection
 Work Phone: (b)(6), (b)(7)(C)
 Fax: (b)(6), (b)(7)(C)

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

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

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

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

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

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

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

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

ATTORNEY CLIENT PRIVILEGED
ATTORNEY WORK PRODUCT

(b)(5)

(b)(6), (b)(7)(C)
Deputy Associate Chief Counsel

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

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

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From: HUTTON, JAMES R
Sent: Wednesday, February 01, 2017 4:29 PM
To: FLORES, PETE ROMERO
Cc: (b)(6), (b)(7)(C)
Subject: RE: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

We are in a holding pattern....will explain but the short version is that there have been a lot of cross wires.

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: FLORES, PETE ROMERO
Sent: Wednesday, February 01, 2017 4:20 PM
To: HUTTON, JAMES R; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

Can we get the current FAQ on the website updated with this change?

<https://www.cbp.gov/border-security/protecting-nation-foreign-terrorist-entry-united-states>

Questions and Answers about the Executive Order

Does this Executive Order apply to green card holders from one of the seven countries listed?

Yes - if the green card holder (a Lawful Permanent Resident, or LPR) was out of the country at the time of the order's signing, or travels out of the country after the order was signed. However, green card holders are eligible for national interest waivers consistent with the provisions of the Executive Order. It does not affect lawful permanent residents who are currently in the country.

Pete Flores
Director, Field Operations
San Diego Field Office
U.S. Customs and Border Protection
Work Phone: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)

From: HOFFMAN, TODD A
Sent: Wednesday, February 01, 2017 8:58 AM
To: DIRECTORS FIELD OPS (b)(7)(E) EXECUTIVE DIRECTORS HQ
(b)(7)(E)
Cc: Owen, Todd C (AC OFO) (b)(6), (b)(7)(C) WAGNER, JOHN P (b)(6), (b)(7)(C)
MILLER, TROY A (b)(6), (b)(7)(C)
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Executive Director, Admissibility and Passenger Programs
Office of Field Operations
U.S. Customs and Border Protection

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Sent: Wednesday, February 01, 2017 11:53 AM
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(b)(6), (b)(7)(C) WAGNER, JOHN P (b)(6), (b)(7)(C) HOFFMAN, TODD A
(b)(6), (b)(7)(C) HUTTON, JAMES R (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
FLANAGAN, PATRICK S (b)(6), (b)(7)(C) ALLES, RANDOLPH D (b)(6), (b)(7)(C)
Subject: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

ATTORNEY CLIENT PRIVILEGED
ATTORNEY WORK PRODUCT

(b)(5)

(b)(5)

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

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

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

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From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 1:20 PM
To: FLORES, PETE ROMERO
Cc: (b)(6), (b)(7)(C)
Subject: RE: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

We have complied with our briefing.

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

(b)(6), (b)(7)(C)
Port Director
Otay Mesa Commercial Operations
Office (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: FLORES, PETE ROMERO
Sent: Wednesday, February 01, 2017 9:28 AM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

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

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Pete Flores
Director, Field Operations
San Diego Field Office
U.S. Customs and Border Protection
Work Phone: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)

From: HOFFMAN, TODD A
Sent: Wednesday, February 01, 2017 8:58 AM
To: DIRECTORS FIELD OPS (b)(7)(E) EXECUTIVE DIRECTORS HQ
(b)(7)(E)
Cc: Owen, Todd C (AC OFO) (b)(6), (b)(7)(C) WAGNER, JOHN P (b)(6), (b)(7)(C)
MILLER, TROY A (b)(6), (b)(7)(C)

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

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

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(b)(6), (b)(7)(C) HUTTON, JAMES R; (b)(6), (b)(7)(C)
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(b)(6), (b)(7)(C)
FLANAGAN, PATRICK S (b)(6), (b)(7)(C) ALLES, RANDOLPH D (b)(6), (b)(7)(C)
Subject: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

ATTORNEY CLIENT PRIVILEGED
ATTORNEY WORK PRODUCT

(b)(5)

(b)(5)

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

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

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

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Sent: Wednesday, February 01, 2017 12:33 PM
To: (b)(6), (b)(7)(C)
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

Oops! Left you off.

(b)(6), (b)(7)(C)
Port Director
Otay Mesa Commercial Operations
Office: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 9:31 AM
To: FLORES, PETE ROMERO (b)(6), (b)(7)(C)
Subject: RE: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

10-4 ACK

(b)(6), (b)(7)(C)
Port Director
Otay Mesa Commercial Operations
Office: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: FLORES, PETE ROMERO
Sent: Wednesday, February 01, 2017 9:28 AM
To: (b)(6), (b)(7)(C)

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

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

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Pete Flores
Director, Field Operations

San Diego Field Office
U.S. Customs and Border Protection
Work Phone: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)

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To: DIRECTORS FIELD OPS (b)(7)(E) EXECUTIVE DIRECTORS HQ
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FLANAGAN, PATRICK S (b)(6), (b)(7)(C) ALLES, RANDOLPH D (b)(6), (b)(7)(C)
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ATTORNEY CLIENT PRIVILEGED
ATTORNEY WORK PRODUCT

(b)(5)

(b)(5)

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

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

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

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From: FLORES, PETE ROMERO
Sent: Wednesday, February 01, 2017 4:20 PM
To: HUTTON, JAMES R
Cc: (b)(6), (b)(7)(C)
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry
Attachments: Guidance Memo (2.1.2017) (003).docx

Can we get the current FAQ on the website updated with this change?

<https://www.cbp.gov/border-security/protecting-nation-foreign-terrorist-entry-united-states>

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Does this Executive Order apply to green card holders from one of the seven countries listed?

Yes - if the green card holder (a Lawful Permanent Resident, or LPR) was out of the country at the time of the order's signing, or travels out of the country after the order was signed. However, green card holders are eligible for national interest waivers consistent with the provisions of the Executive Order. It does not affect lawful permanent residents who are currently in the country.

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

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

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

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

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

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

ATTORNEY CLIENT PRIVILEGED
ATTORNEY WORK PRODUCT

(b)(5)

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

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

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

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THE WHITE HOUSE

WASHINGTON

February 1, 2017

MEMORANDUM TO THE ACTING SECRETARY OF STATE, THE ACTING ATTORNEY GENERAL, AND THE SECRETARY OF HOMELAND SECURITY

FROM: Donald F. McGahn II – Counsel to the President

SUBJECT: Authoritative Guidance on Executive Order Entitled “Protecting the Nation from Foreign Terrorist Entry into the United States” (Jan. 27, 2017)

Section 3(c) of the Executive Order entitled “Protecting the Nation from Foreign Terrorist Entry into the United States” (Jan. 27, 2017) suspends for 90 days the entry into the United States of certain aliens from countries referred to in section 217(a)(12) of the Immigration and Nationality Act (INA), 8 U.S.C. 1187(a)(12). Section 3(e) of the order directs the Secretary of Homeland Security, in consultation with the Secretary of State, to submit to the President a list of countries recommended for inclusion on a Presidential proclamation that would prohibit the entry of certain foreign nationals from countries that do not provide information needed to adjudicate visas, admissions, or other benefits under the INA.

I understand that there has been reasonable uncertainty about whether those provisions apply to lawful permanent residents of the United States. Accordingly, to remove any confusion, I now clarify that Sections 3(c) and 3(e) do not apply to such individuals. Please immediately convey this interpretive guidance to all individuals responsible for the administration and implementation of the Executive Order.

From: FLORES, PETE ROMERO
Sent: Wednesday, February 01, 2017 12:28 PM
To: (b)(6), (b)(7)(C)
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry
Attachments: Guidance Memo (2.1.2017) (003).docx

Effect Immediately – LPRs are no longer included in the EO.

Please confirm operational implementation at ports.

Pete Flores
 Director, Field Operations
 San Diego Field Office
 U.S. Customs and Border Protection
 Work Phone: (b)(6), (b)(7)(C)
 Fax: (b)(6), (b)(7)(C)

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

Directors,

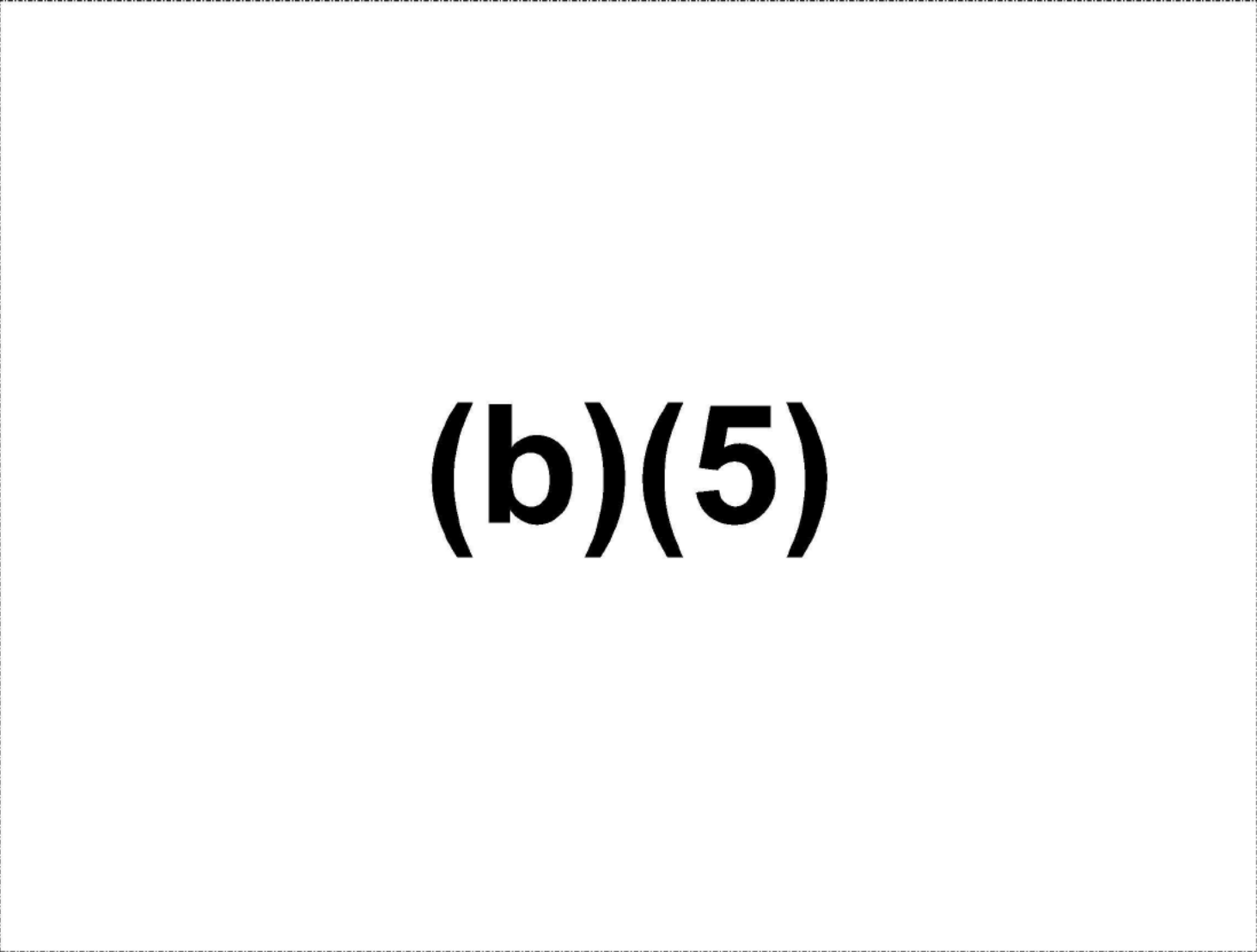
Per the below, LPRs are no longer subject to the Executive Order. To ensure compliance, please IMMEDIATELY distribute throughout your area of responsibility.

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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 11:53 AM
To: MCALEENAN, KEVIN K (b)(6), (b)(7)(C); Owen, Todd C (AC OFO)
 (b)(6), (b)(7)(C) WAGNER, JOHN P (b)(6), (b)(7)(C) HOFFMAN, TODD A
 (b)(6), (b)(7)(C) HUTTON, JAMES R (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 FLANAGAN, PATRICK S (b)(6), (b)(7)(C) ALLES, RANDOLPH D (b)(6), (b)(7)(C)

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

**ATTORNEY CLIENT PRIVILEGED
ATTORNEY WORK PRODUCT**



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

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

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THE WHITE HOUSE

WASHINGTON

February 1, 2017

MEMORANDUM TO THE ACTING SECRETARY OF STATE, THE ACTING ATTORNEY GENERAL, AND THE SECRETARY OF HOMELAND SECURITY

FROM: Donald F. McGahn II – Counsel to the President

SUBJECT: Authoritative Guidance on Executive Order Entitled “Protecting the Nation from Foreign Terrorist Entry into the United States” (Jan. 27, 2017)

Section 3(c) of the Executive Order entitled “Protecting the Nation from Foreign Terrorist Entry into the United States” (Jan. 27, 2017) suspends for 90 days the entry into the United States of certain aliens from countries referred to in section 217(a)(12) of the Immigration and Nationality Act (INA), 8 U.S.C. 1187(a)(12). Section 3(e) of the order directs the Secretary of Homeland Security, in consultation with the Secretary of State, to submit to the President a list of countries recommended for inclusion on a Presidential proclamation that would prohibit the entry of certain foreign nationals from countries that do not provide information needed to adjudicate visas, admissions, or other benefits under the INA.

I understand that there has been reasonable uncertainty about whether those provisions apply to lawful permanent residents of the United States. Accordingly, to remove any confusion, I now clarify that Sections 3(c) and 3(e) do not apply to such individuals. Please immediately convey this interpretive guidance to all individuals responsible for the administration and implementation of the Executive Order.



U.S. Customs and Border Protection

Carrier Liaison Program

February 1, 2017

(b)(7)(C)

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

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

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



U.S. Customs and Border Protection

Carrier Liaison Program

February 1, 2017

CLP@dhs.gov

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

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

Regional Carrier Liaison Group:

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

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

On January 27, 2017, the President signed an Executive Order regarding immigrants and refugees from certain Muslim-majority countries. The order has now been challenged in a number of jurisdictions. As the Acting Attorney General, it is my ultimate responsibility to determine the position of the Department of Justice in these actions.

My role is different from that of the Office of Legal Counsel (OLC), which, through administrations of both parties, has reviewed Executive Orders for form and legality before they are issued. OLC's review is limited to the narrow question of whether, in OLC's view, a proposed Executive Order is lawful on its face and properly drafted. Its review does not take account of statements made by an administration or its surrogates close in time to the issuance of an Executive Order that may bear on the order's purpose. And importantly, it does not address whether any policy choice embodied in an Executive Order is wise or just.

Similarly, in litigation, DOJ Civil Division lawyers are charged with advancing reasonable legal arguments that can be made supporting an Executive Order. But my role as leader of this institution is different and broader. My responsibility is to ensure that the position of the Department of Justice is not only legally defensible, but is informed by our best view of what the law is after consideration of all the facts. In addition, I am responsible for ensuring that the positions we take in court remain consistent with this institution's solemn obligation to always seek justice and stand for what is right. At present, I am not convinced that the defense of the Executive Order is consistent with these responsibilities nor am I convinced that the Executive Order is lawful.

Consequently, for as long as I am the Acting Attorney General, the Department of Justice will not present arguments in defense of the Executive Order, unless and until I become convinced that it is appropriate to do so.



Office of the Attorney General
Washington, D. C. 20530

January 30, 2017

MEMORANDUM FOR HEADS OF DEPARTMENT COMPONENTS
ALL UNITED STATES ATTORNEYS

FROM:

DANA J. BOENTE

ACTING ATTORNEY GENERAL

[Handwritten signature] 1/30/17

SUBJECT: Defense of January 27, 2017 Executive Order

On January 30, 2017, at approximately 5:53 p.m. Acting Attorney General Sally Q. Yates issued a memorandum barring Department of Justice Attorney's from presenting arguments in defense of the President's January 27, 2017 Executive Order entitled "Protecting the Nation from Foreign Terrorist Entry Into the United States."

At approximately 9:00 p.m., I was asked by the President to serve in the capacity of Acting Attorney General. After having dedicated the last thirty-three years of my life to this Department, I am humbled and incredibly honored to serve as Acting Attorney General.

Based upon the Office of Legal Counsel's analysis, which found the Executive Order both lawful on its face and properly drafted, I hereby rescind former Acting Attorney General Sally Q. Yates January 30, 2017 guidance and direct the men and women of the Department of Justice to do our sworn duty and to defend the lawful Executive Orders of our President.

From: CBP EMERGENCY NOTIFICATION (b)(7)(E)
Sent: Wednesday, February 01, 2017 2:05 PM
To: (b)(6), (b)(7)(C)
Subject: TEST ENS ALERT White House Guidance Clarifying Executive Order on Foreign Terrorist Entry issued at 2/1/17 2:05 PM

Importance: High

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

TEST ENS ALERT White House Guidance Clarifying Executive Order on Foreign Terrorist Entry.

MEMORANDUM TO THE ACTING SECRETARY OF STATE, THE ACTING ATTORNEY GENERAL,
 AND THE SECRETARY OF HOMELAND SECURITY

FROM: (b)(6) – Counsel to the President

SUBJECT: Authoritative Guidance on Executive Order Entitled “Protecting the Nation from Foreign Terrorist Entry into the United States” (Jan. 27, 2017)

Section 3(c) of the Executive Order entitled “Protecting the Nation from Foreign Terrorist Entry into the United States” (Jan. 27, 2017) suspends for 90 days the entry into the United States of certain aliens from countries referred to in section 217(a)(12) of the Immigration and Nationality Act (INA), 8 U.S.C. 1187(a)(12). Section 3(e) of the order directs the Secretary of Homeland Security, in consultation with the Secretary of State, to submit to the President a list of countries recommended for inclusion on a Presidential proclamation that would prohibit the entry of certain foreign nationals from countries that do not provide information needed to adjudicate visas, admissions, or other benefits under the INA.

I understand that there has been reasonable uncertainty about whether those provisions apply to lawful permanent residents of the United States. Accordingly, to remove any confusion, I now clarify that Sections 3(c) and 3(e) do not apply to such individuals. Please immediately convey this interpretive guidance to all individuals responsible for the administration and implementation of the Executive Order.

You may respond by doing one of the following:

- Select one of the responses below by clicking on the desired Response text.
- Reply to this email with the corresponding number to your response on the top line within the body of the email, e.g., 1 for indicating that you wish to use response option 1.

Option# Response:

1. [Acknowledge Receipt](#)

Thank you,
 CBP EMERGENCY NOTIFICATION

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 12:39 PM
To: FLORES, PETE ROMERO
Cc: (b)(6), (b)(7)(C)
Subject: RE: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

Calexico has initiated dissemination of information outlined in guidance.

(b)(6), (b)(7)(C)
 Assistant Port Director (Passenger)
 Calexico Port of Entry
 (b)(6), (b)(7)(C) office
 (b)(6), (b)(7)(C) cell

From: FLORES, PETE ROMERO
Sent: Wednesday, February 01, 2017 9:28 AM
To: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

Effect Immediately – LPRs are no longer included in the EO.

Please confirm operational implementation at ports.

Pete Flores
 Director, Field Operations
 San Diego Field Office
 U.S. Customs and Border Protection
 Work Phone: (b)(6), (b)(7)(C)
 Fax: (b)(6), (b)(7)(C)

From: HOFFMAN, TODD A
Sent: Wednesday, February 01, 2017 8:58 AM
To: DIRECTORS FIELD OPS (b)(7)(E) EXECUTIVE DIRECTORS HQ

(b)(7)(E)
Cc: Owen, Todd C (AC OFO) (b)(6), (b)(7)(C) WAGNER, JOHN P (b)(6), (b)(7)(C)
MILLER, TROY A (b)(6), (b)(7)(C)

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

Directors,

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

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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 11:53 AM
To: MCALEENAN, KEVIN K (b)(6), (b)(7)(C) Owen, Todd C (AC OFO)
(b)(6), (b)(7)(C) WAGNER, JOHN P (b)(6), (b)(7)(C) HOFFMAN, TODD A
(b)(6), (b)(7)(C) HUTTON, JAMES R (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
FLANAGAN, PATRICK S (b)(6), (b)(7)(C) ALLES, RANDOLPH D (b)(6), (b)(7)(C)

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

ATTORNEY CLIENT PRIVILEGED
ATTORNEY WORK PRODUCT

(b)(5)

(b)(5)

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

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

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

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From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 1:54 PM
To: (b)(6), (b)(7)(C)
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry
Attachments: Guidance Memo (2.1.2017) (003).docx

(b)(6), (b)(7)(C)
Assistant Director Border Security
San Diego, California

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

From: FLORES, PETE ROMERO
Sent: Wednesday, February 01, 2017 9:28 AM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

Effect Immediately – LPRs are no longer included in the EO.

Please confirm operational implementation at ports.

Pete Flores
Director, Field Operations
San Diego Field Office
U.S. Customs and Border Protection
Work Phone: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)

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

Directors,

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

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

From: KOLLER, JULIE (OCC)

Sent: Wednesday, February 01, 2017 11:53 AM

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

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

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

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

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

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

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

ATTORNEY CLIENT PRIVILEGED
ATTORNEY WORK PRODUCT

(b)(5)

(b)(5)

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

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

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

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From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 12:40 PM
To: (b)(6), (b)(7)(C)
Cc:
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry
Attachments: Guidance Memo (2.1.2017) (003).docx

Team,

Effectively immediately all Lawful Permanent Residents (LAPR's) from the seven (7) countries previously identified (Iraq, Iran, Libya, Sudan, Syria, Somalia, and Yemen) are no longer required to be sent to secondary for an examination based on the Presidential Executive Order (EO).

LAPR's who have a (b)(7)(E) on them should be sent to secondary and immediately released with notations in (b)(7)(E) indicating that they are no longer subject to the current EO.

All other travelers (non-immigrant visas, refugees, asylees, etc.) from the seven (7) countries are still required to be sent to secondary for an appropriate review (b)(7)(E) per the Presidential EO.

If there are any question please contact me immediately. Thx.

From: FLORES, PETE ROMERO
Sent: Wednesday, February 01, 2017 9:28 AM
To: (b)(6), (b)(7)(C)
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

Effect Immediately – LPRs are no longer included in the EO.

Please confirm operational implementation at ports.

Pete Flores
 Director, Field Operations
 San Diego Field Office
 U.S. Customs and Border Protection
 Work Phone: (b)(6), (b)(7)(C)

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

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

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

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Sent: Wednesday, February 01, 2017 11:53 AM
To: MCALEENAN, KEVIN K (b)(6), (b)(7)(C) Owen, Todd C (AC OFO)
(b)(6), (b)(7)(C) WAGNER, JOHN P (b)(6), (b)(7)(C) HOFFMAN, TODD A
(b)(6), (b)(7)(C) HUTTON, JAMES R (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
FLANAGAN, PATRICK S (b)(6), (b)(7)(C) ALLES, RANDOLPH D (b)(6), (b)(7)(C)
Subject: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

ATTORNEY CLIENT PRIVILEGED
ATTORNEY WORK PRODUCT

(b)(5)

(b)(5)

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

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

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

(desk)
(cell)

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From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 7:16 PM
To: PERRY, CHRISTOPHER M; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

10-4.

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

Port Director
Office of Field Operations
U.S. Customs & Border Protection
Sault Ste. Marie, Michigan

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

From: PERRY, CHRISTOPHER M
Sent: Tuesday, January 31, 2017 7:13:41 PM

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

Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

PDs:

Per HQ - landed Canadians (showing proof of landed status) with a valid U.S. visa, traveling directly from Canada, and from one of the 7 countries can now apply for an exemption. (b)(7)(E)

Currently exemption can be granted only by C1 (see previous guidance on requesting C1 waivers). They are working to delegate it to the DFO.

Pax will need to remain at the port until exemption is granted or they can withdraw if they choose.

Based on DOS announcing this, pax meeting these criteria could start showing up at the ports.

Exemption requests will be completed by the port and sent to the FO WC box where we will review to ensure it is in the proper form. Once in proper form, we will send to HQ and monitor status.

Please make your staff aware of this. Please let me know as soon as you encounter one. Please acknowledge this message. Thank you.

Chris

Thanks,

Chris

Christopher Perry
Director, Field Operations
Detroit Field Office
U.S. Customs and Border Protection

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

From: HOFFMAN, TODD A
Sent: Tuesday, January 31, 2017 6:42:44 PM
To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Heads-up.

Chris, per our conversation. You may start seeing landed immigrants. We're working on the policy and delegation authority.

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

From: (b)(6)
Sent: Tuesday, January 31, 2017 5:03 PM
To: Higgins, Jennifer <(b)(6)>; MCALEENAN, KEVIN K <(b)(6), (b)(7)(C)>
(b)(6), (b)(7)(C); HUTTON, JAMES R <(b)(6), (b)(7)(C)>; Burriesci, Kelli <(b)(6)>; HOFFMAN, TODD A <(b)(6), (b)(7)(C)>
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Here is the official message with the updated guidance.

Official - SBU
UNCLASSIFIED

Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

UNCLASSIFIED
SBU



Info Office: STAFF

MRN: [17 STATE 9516](#)
Date/DTG: Jan 31, 2017 / 312107Z JAN 17
From: SECSTATE WASHDC
Action: SOMALIA, USMISSION *IMMEDIATE*; ALL DIPLOMATIC AND CONSULAR POSTS
COLLECTIVE *IMMEDIATE*
E.O.: 13526
TAGS: CMGT, CVIS, PTER, KPAO, KHLS
Captions: SENSITIVE
Reference: [17 STATE 8708](#)
Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST
ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL
NATIONALS AND OTHER EXEMPTIONS

1. (SBU) In coordination with DHS/CBP and the White House, the following updates are made to the operational guidance sent to the field in 17 State 8708.

2. (SBU) Dual Nationals: Dual nationals with a valid immigrant or nonimmigrant visa in a passport issued by any country not restricted under the Executive Order will be permitted to apply for admission to the United States.

Posts are allowed to process visa applications and issue nonimmigrant and immigrant visas to otherwise eligible visa applicants who apply with a passport from an unrestricted country, even if they hold dual nationality from a restricted country.

3. (SBU) Landed Immigrants of Canada: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a pre-clearance location.

4. (SBU) Landed Immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for an immigrant or nonimmigrant visa to the United States, if the individual presents that passport, and proof of landed immigrant status, to a consular officer. These applications shall be made at a U.S. consular section in Canada

5. (SBU) Iraqi SIV: The entry of Iraqi nationals with a valid Special Immigrant Visa to the United States is deemed to be in the national interest and they can apply for admission to the United States. Accordingly, absent the

receipt of [REDACTED] (b)(7)(E) [REDACTED] possession of a Special Immigrant Visa will be a dispositive factor in case-by-case determinations. Iraqi nationals can also apply to a consular officer for special immigrant visas, and, if otherwise qualified, can be issued a Special Immigrant Visa.

6. (SBU) As stated by Department of Homeland Security Secretary Kelly, the entry of U.S. lawful permanent residents is deemed to be in the national interest. Accordingly, absent the receipt of [REDACTED] (b)(7)(E) [REDACTED] (b)(7)(E) lawful permanent resident status will be a dispositive factor in case-by-case determinations.

7. (SBU) In adjudicating both admission to the United States and issuance of visas, both DHS and the Department of State will continue to apply all appropriate security vetting procedures.

8. Minimize considered.

Signature:

[REDACTED] (b)(6)

(b)(7)(E)

UNCLASSIFIED

SBU

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:06 PM
To: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C); DETROIT COMMAND CENTER; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: (b)(7)(E) Notification: Wayne State University Emergence Sit-In & Protest

FYSA

Thanks,

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

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

From: (b)(7)(E)
Sent: Sunday, January 29, 2017 11:31:39 AM
To: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: (b)(7)(E) Wayne State University Emergence Sit-In & Protest

Good morning,

(b)(6), (b)(7)(C) discovered an "Emergency Sit-In & Protest" that is being planned for tomorrow, Jan. 30, from 17:00 until 18:00 at Gullen Mall on the grounds of Wayne State University. This protest is in response to the executive order enacted by President Trump barring Syrian refugees and immigrants from entering the United States. Currently, 171 people have stated they plan on attending and 739 people are interested in the event. Attached to this email is a screen shot of the event page. Wayne State University Police have been notified that this event is being planned (b)(7)(E) will continue to monitor this event and make notifications when necessary. If you have any questions, please contact our office. Thank you.

SIT IN

Speak out against recent discriminatory executive orders

#BuildBridgesNotWalls

REFUGEES WELCOME: Emergency Sit-In & Protest

JAN 30

#RefugeesWelcome

Public - Hosted by Amal Rass and 4 others

★ Interested + Going

Tomorrow at 5 PM - 6 PM
Tomorrow - 25-28° Partly Cloudy

Gullen Mall, Wayne State [Show Map](#)

GUESTS	
739 interested	171 going

V/R,

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

Detroit, MI 48226

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

The Detroit Police Department is a model of sustained policing excellence that places our neighborhoods and people first.

This information contained in this email is **UNCLASSIFIED//FOR OFFICIAL USE ONLY**, and is not for media release.

If you are not the intended recipient of this email, you are hereby notified that you are not to disseminate, copy, or take any action in respect to any information contained in it. If you have received this email in error; please immediately notify the sender by replying to this email and placing "INCORRECT DESTINATION ADDRESS" in the subject line and immediately destroy this email and all attachments.

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:08 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: (b)(7)(E) Notification: Detroit Metro Airport Protest

Please see the attached for your situational awareness

Thanks,

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

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

CBPO-
Detroit (b)(7)(E)

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

From: (b)(7)(E)
Sent: Sunday, January 29, 2017 11:01:51 AM
To: (b)(6), (b)(7)(C)
Subject: (b)(6), (b)(7)(C) Notification: Detroit Metro Airport Protest

Good morning,

(b)(7)(E) has discovered a protest that is occurring today, Jan. 29, at Detroit Metro Airport (DTW) in front of the MacNamara Terminal International Arrivals from 16:00 to 18:00. This is to protest the ban on Muslims entering the U.S. enacted by President Trump. Currently, there are over 2200 people who have stated they intend on attending. A permit has reportedly been obtained with the airport to conduct this protest. The organizers are requesting supporters to keep the protest peaceful. Customs and Border Protection has been notified of this protest. (b)(7)(E) will continue to monitor social media for more information and make notifications when necessary. If you have any questions, please contact our office. Thank you.

JOIN US

DTW EMERGENCY PROTEST AGAINST BAN ON MUSLIMS ENTERING THE U.S.

JAN 29

DTW: Emergency Protest against Muslim Ban

MUSLIM MARCH

WHEN	SUNDAY, JANUARY 29
WHERE	DTW: MACNAMARA TER INTERNATIONAL ARRIVALS 1 DETROIT METROPOLITAN AIRPORT, R
TIME	4:00 PM - 6:00PM
INFO	DRESS WARMLY BRING PHOTO I.D. NO SIGNS/POSTERS LARGER THAN

Public · Volunteering · Hosted by Women's March on Washington - Michigan and ...

★ Interested
+ Going

🕒 Today at 4 PM - 6 PM
Starts in about 6 hours

📍 DTW- Macnamara Termial- Intl Arrivals

GUESTS

4.3K

interested

2.2K

going

V/R,

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

Detroit, MI 48226

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

The Detroit Police Department is a model of sustained policing excellence that places our neighborhoods and people first.

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From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 8:12 PM
To: PERRY, CHRISTOPHER M; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C) Detroit Field Office WC; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: RE: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

10 4

From: PERRY, CHRISTOPHER M
Sent: Wednesday, February 01, 2017 12:13:41 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

PDs:

Per HQ - landed Canadians (showing proof of landed status) with a valid U.S. visa, traveling directly from Canada, and from one of the 7 countries can now apply for an exemption. (b)(7)(E)

Currently exemption can be granted only by C1 (see previous guidance on requesting C1 waivers). They are working to delegate it to the DFO.

Pax will need to remain at the port until exemption is granted or they can withdraw if they choose.

Based on DOS announcing this, pax meeting these criteria could start showing up at the ports.

Exemption requests will be completed by the port and sent to the FO WC box where we will review to ensure it is in the proper form. Once in proper form, we will send to HQ and monitor status.

Please make your staff aware of this. Please let me know as soon as you encounter one. Please acknowledge this message. Thank you.

Chris

Thanks,

Chris

Christopher Perry
 Director, Field Operations
 Detroit Field Office

U.S. Customs and Border Protection

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

From: HOFFMAN, TODD A
Sent: Tuesday, January 31, 2017 6:42:44 PM
To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Heads-up.

Chris, per our conversation. You may start seeing landed immigrants. We're working on the policy and delegation authority.

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

From: **(b)(6), (b)(7)(C)**
Sent: Tuesday, January 31, 2017 5:03 PM
To: Higgins, Jennifer <**(b)(6)**>; MCALEENAN, KEVIN K <**(b)(6), (b)(7)(C)**>
(b)(6), (b)(7)(C); HUTTON, JAMES R <**(b)(6), (b)(7)(C)**>; Burriesci,
Kelli <**(b)(6)**>; HOFFMAN, TODD A <**(b)(6), (b)(7)(C)**>
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Here is the official message with the updated guidance.

Official - SBU
UNCLASSIFIED

Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

UNCLASSIFIED
SBU



Info Office: STAFF

MRN: [17 STATE 9516](#)
Date/DTG: Jan 31, 2017 / 312107Z JAN 17
From: SECSTATE WASHDC
Action: SOMALIA, USMISSION *IMMEDIATE*; ALL DIPLOMATIC AND CONSULAR POSTS
COLLECTIVE *IMMEDIATE*
E.O.: 13526

TAGS: CMGT, CVIS, PTER, KPAO, KHLS
Captions: SENSITIVE
Reference: [17 STATE 8708](#)
Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

1. (SBU) In coordination with DHS/CBP and the White House, the following updates are made to the operational guidance sent to the field in 17 State 8708.

2. (SBU) Dual Nationals: Dual nationals with a valid immigrant or nonimmigrant visa in a passport issued by any country not restricted under the Executive Order will be permitted to apply for admission to the United States.

Posts are allowed to process visa applications and issue nonimmigrant and immigrant visas to otherwise eligible visa applicants who apply with a passport from an unrestricted country, even if they hold dual nationality from a restricted country.

3. (SBU) Landed Immigrants of Canada: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a pre-clearance location.

4. (SBU) Landed Immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for an immigrant or nonimmigrant visa to the United States, if the individual presents that passport, and proof of landed immigrant status, to a consular officer. These applications shall be made at a U.S. consular section in Canada

5. (SBU) Iraqi SIV: The entry of Iraqi nationals with a valid Special Immigrant Visa to the United States is deemed to be in the national interest and they can apply for admission to the United States. Accordingly, absent the receipt of (b)(7)(E) (b)(7)(E) possession of a Special Immigrant Visa will be a dispositive factor in case-by-case determinations. Iraqi nationals can also apply to a consular officer for special immigrant visas, and, if otherwise qualified, can be issued a Special Immigrant Visa.

6. (SBU) As stated by Department of Homeland Security Secretary Kelly, the

entry of U.S. lawful permanent residents is deemed to be in the national interest. Accordingly, absent the receipt of (b)(7)(E) (b)(7)(E) lawful permanent resident status will be a dispositive factor in case-by-case determinations.

7. (SBU) In adjudicating both admission to the United States and issuance of visas, both DHS and the Department of State will continue to apply all appropriate security vetting procedures.

8. Minimize considered.

Signature: (b)(6)

Action Post: NONE
Dissemination Rule: DIS_CONS_TAGS

UNCLASSIFIED
SBU

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 7:39 PM
To: PERRY, CHRISTOPHER M; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

10-4

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

Area Port Director
 Detroit Metropolitan Airport
 U.S. Customs and Border Protection

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

From: PERRY, CHRISTOPHER M
Sent: Tuesday, January 31, 2017 7:13:41 PM

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

Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

PDs:

Per HQ - landed Canadians (showing proof of landed status) with a valid U.S. visa, traveling directly from Canada, and from one of the 7 countries can now apply for an exemption. (b)(7)(E)

Currently exemption can be granted only by C1 (see previous guidance on requesting C1 waivers). They are working to delegate it to the DFO.

Pax will need to remain at the port until exemption is granted or they can withdraw if they choose.

Based on DOS announcing this, pax meeting these criteria could start showing up at the ports.

Exemption requests will be completed by the port and sent to the FO WC box where we will review to ensure it is in the proper form. Once in proper form, we will send to HQ and monitor status.

Please make your staff aware of this. Please let me know as soon as you encounter one. Please acknowledge this message. Thank you.

Chris

Thanks,

Chris

Christopher Perry
Director, Field Operations
Detroit Field Office
U.S. Customs and Border Protection

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

From: HOFFMAN, TODD A
Sent: Tuesday, January 31, 2017 6:42:44 PM
To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Heads-up.

Chris, per our conversation. You may start seeing landed immigrants. We're working on the policy and delegation authority.

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

From: **(b)(6), (b)(7)(C)**
Sent: Tuesday, January 31, 2017 5:03 PM
To: Higgins, Jennifer <**(b)(6)**> MCALEENAN, KEVIN K <**(b)(6), (b)(7)(C)**>
(b)(6), (b)(7)(C) HUTTON, JAMES R <**(b)(6), (b)(7)(C)**>; Burriesci, Kelli <**(b)(6)**> HOFFMAN, TODD A <**(b)(6), (b)(7)(C)**>
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Here is the official message with the updated guidance.

Official - SBU
UNCLASSIFIED

Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

UNCLASSIFIED
SBU



Info Office: STAFF

MRN: [17 STATE 9516](#)
Date/DTG: Jan 31, 2017 / 312107Z JAN 17
From: SECSTATE WASHDC
Action: SOMALIA, USMISSION *IMMEDIATE*; ALL DIPLOMATIC AND CONSULAR POSTS
 COLLECTIVE *IMMEDIATE*
E.O.: 13526
TAGS: CMGT, CVIS, PTER, KPAO, KHLS
Captions: SENSITIVE
Reference: [17 STATE 8708](#)
Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST
 ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL
 NATIONALS AND OTHER EXEMPTIONS

1. (SBU) In coordination with DHS/CBP and the White House, the following updates are made to the operational guidance sent to the field in 17 State 8708.

2. (SBU) Dual Nationals: Dual nationals with a valid immigrant or nonimmigrant visa in a passport issued by any country not restricted under the Executive Order will be permitted to apply for admission to the United States.

Posts are allowed to process visa applications and issue nonimmigrant and immigrant visas to otherwise eligible visa applicants who apply with a passport from an unrestricted country, even if they hold dual nationality from a restricted country.

3. (SBU) Landed Immigrants of Canada: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a pre-clearance location.

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5. (SBU) Iraqi SIV: The entry of Iraqi nationals with a valid Special Immigrant Visa to the United States is deemed to be in the national interest and they can apply for admission to the United States. Accordingly, absent the

receipt of § (b)(7)(E)
 (b)(7)(E) possession of a Special Immigrant Visa will be a dispositive factor in case-by-case determinations. Iraqi nationals can also apply to a consular officer for special immigrant visas, and, if otherwise qualified, can be issued a Special Immigrant Visa.

6. (SBU) As stated by Department of Homeland Security Secretary Kelly, the entry of U.S. lawful permanent residents is deemed to be in the national interest. Accordingly, absent the receipt of (b)(7)(E)
 (b)(7)(E) lawful permanent resident status will be a dispositive factor in case-by-case determinations.

7. (SBU) In adjudicating both admission to the United States and issuance of visas, both DHS and the Department of State will continue to apply all appropriate security vetting procedures.

8. Minimize considered.

Signature:

(b)(6)

(b)(7)(E)

UNCLASSIFIED

SBU

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 7:33 PM
To: (b)(6), (b)(7)(C)
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
Attachments: StateSeal.gif

Fysa. Let me know, as soon as one of these travelers are encountered.

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

Port Director
 CBP Field Operations
 Detroit Michigan

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

From: PERRY, CHRISTOPHER M
 Sent: Wednesday, February 01, 2017 12:13:41 AM

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

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

Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

PDs:

Per HQ - landed Canadians (showing proof of landed status) with a valid U.S. visa, traveling directly from Canada, and from one of the 7 countries can now apply for an exemption. (b)(7)(E)

Currently exemption can be granted only by C1 (see previous guidance on requesting C1 waivers). They are working to delegate it to the DFO.

Pax will need to remain at the port until exemption is granted or they can withdraw if they choose.

Based on DOS announcing this, pax meeting these criteria could start showing up at the ports.

Exemption requests will be completed by the port and sent to the FO WC box where we will review to ensure it is in the proper form. Once in proper form, we will send to HQ and monitor status.

Please make your staff aware of this. Please let me know as soon as you encounter one. Please acknowledge this message. Thank you.

Chris

Thanks,

Chris

Christopher Perry
Director, Field Operations
Detroit Field Office
U.S. Customs and Border Protection

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

From: HOFFMAN, TODD A
Sent: Tuesday, January 31, 2017 6:42:44 PM
To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Heads-up.

Chris, per our conversation. You may start seeing landed immigrants. We're working on the policy and delegation authority.

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

From: **(b)(6), (b)(7)(C)**
Sent: Tuesday, January 31, 2017 5:03 PM
To: Higgins, Jennifer <**(b)(6)**>; MCALEENAN, KEVIN K <**(b)(6), (b)(7)(C)**>
(b)(6), (b)(7)(C) HUTTON, JAMES R <**(b)(6), (b)(7)(C)**>; Burriesci, Kelli <**(b)(6)**>; HOFFMAN, TODD A <**(b)(6), (b)(7)(C)**>
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Here is the official message with the updated guidance.

Official - SBU
UNCLASSIFIED

Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS:
UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

UNCLASSIFIED
SBU

[STATE SEAL]

Info Office:

STAFF

MRN:

17 STATE 9516<<http://repository.state.gov/searchcenter/Results.aspx?k=mrn%3a%2217%20STATE%209516%22>>

Date/DTG:

Jan 31, 2017 / 312107Z JAN 17

From:

SECSTATE WASHDC

Action:

SOMALIA, USMISSION IMMEDIATE; ALL DIPLOMATIC AND CONSULAR POSTS COLLECTIVE IMMEDIATE

E.O.:

13526

TAGS:

CMGT, CVIS, PTER, KPAO, KHLS

Captions:

SENSITIVE

Reference:

17 STATE 8708<<http://repository.state.gov/searchcenter/Results.aspx?k=mrn%3a%2217%20STATE%208708%22>>

Subject:

(SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

1. (SBU) In coordination with DHS/CBP and the White House, the following updates are made to the operational guidance sent to the field in 17 State 8708.

2. (SBU) Dual Nationals: Dual nationals with a valid immigrant or nonimmigrant visa in a passport issued by any country not restricted under the Executive Order will be permitted to apply for admission to the United States.

Posts are allowed to process visa applications and issue nonimmigrant and immigrant visas to otherwise eligible visa applicants who apply with a passport from an unrestricted country, even if they hold dual nationality from a restricted country.

3. (SBU) Landed Immigrants of Canada: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a pre-clearance location.

4. (SBU) Landed Immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for an immigrant or nonimmigrant visa to the United States, if the individual presents that passport, and proof of landed immigrant status, to a consular officer. These applications shall be made at a U.S. consular section in Canada

5. (SBU) Iraqi SIV: The entry of Iraqi nationals with a valid Special Immigrant Visa to the United States is deemed to be in the national interest and they can apply for admission to the United States. Accordingly, absent the receipt of (b)(7)(E) (b)(7)(E) possession of a Special Immigrant Visa will be a dispositive factor in case-by-case determinations. Iraqi nationals can also apply to a consular officer for special immigrant visas, and, if otherwise qualified, can be issued a Special Immigrant Visa.

6. (SBU) As stated by Department of Homeland Security Secretary Kelly, the entry of U.S. lawful permanent residents is deemed to be in the national interest. Accordingly, absent the receipt of (b)(7)(E) (b)(7)(E) lawful permanent resident status will be a dispositive factor in case-by-case determinations.

7. (SBU) In adjudicating both admission to the United States and issuance of visas, both DHS and the Department of State will continue to apply all appropriate security vetting procedures.

8. Minimize considered.

Signature:

(b)(6)

(b)(7)(E)

UNCLASSIFIED
SBU

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:08 PM
To: PERRY, CHRISTOPHER M
Subject: RE: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

10 4

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

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

From: PERRY, CHRISTOPHER M
Sent: Wednesday, February 01, 2017 3:42:26 AM
To: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

First landed Canadian showed up in Detroit. Consulted with HQ and the policy is not in effect yet. It will go in effect sometime tomorrow. At this time advise individuals showing up that they should return likely tomorrow but we do not know the exact time. It may be best if they call ahead to prevent an unnecessary trip to the border. As soon as the policy goes into effect I will let you know.

Thanks,

Chris

Christopher Perry
Director, Field Operations
Detroit Field Office
U.S. Customs and Border Protection

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

From: HOFFMAN, TODD A
Sent: Tuesday, January 31, 2017 6:42:44 PM
To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Heads-up.

Chris, per our conversation. You may start seeing landed immigrants. We're working on the policy and delegation authority.

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

From: (b)(6)
Sent: Tuesday, January 31, 2017 5:03 PM
To: Higgins, Jennifer <(b)(6)> MCALEENAN, KEVIN K <(b)(6), (b)(7)(C)>
(b)(6), (b)(7)(C) HUTTON, JAMES R <(b)(6), (b)(7)(C)>; Burriesci, Kelli <(b)(6)> HOFFMAN, TODD A <(b)(6), (b)(7)(C)>
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Here is the official message with the updated guidance.

Official - SBU
UNCLASSIFIED

Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

UNCLASSIFIED
SBU

[STATE SEAL]

Info Office:

STAFF

MRN:

17 STATE 9516<<http://repository.state.gov/searchcenter/Results.aspx?k=mrn%3a%2217%20STATE%209516%22>>

Date/DTG:

Jan 31, 2017 / 312107Z JAN 17

From:

SECSTATE WASHDC

Action:

SOMALIA, USMISSION IMMEDIATE; ALL DIPLOMATIC AND CONSULAR POSTS COLLECTIVE IMMEDIATE

E.O.:

13526

TAGS:

CMGT, CVIS, PTER, KPAO, KHLS

Captions:

SENSITIVE

Reference:

17 STATE 8708<<http://repository.state.gov/searchcenter/Results.aspx?k=mrn%3a%2217%20STATE%208708%22>>

Subject:

(SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

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Posts are allowed to process visa applications and issue nonimmigrant and immigrant visas to otherwise eligible visa applicants who apply with a passport from an unrestricted country, even if they hold dual nationality from a restricted country.

3. (SBU) Landed Immigrants of Canada: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a pre-clearance location.

4. (SBU) Landed Immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for an immigrant or nonimmigrant visa to the United States, if the individual presents that passport, and proof of landed immigrant status, to a consular officer. These applications shall be made at a U.S. consular section in Canada

5. (SBU) Iraqi SIV: The entry of Iraqi nationals with a valid Special Immigrant Visa to the United States is deemed to be in the national interest and they can apply for admission to the United States. Accordingly, absent the receipt of (b)(7)(E) (b)(7)(E) possession of a Special Immigrant Visa will be a dispositive factor in case-by-case determinations. Iraqi nationals can also apply to a consular officer for special immigrant visas, and, if otherwise qualified, can be issued a Special Immigrant Visa.

6. (SBU) As stated by Department of Homeland Security Secretary Kelly, the entry of U.S. lawful permanent residents is deemed to be in the national interest. Accordingly, absent the receipt of (b)(7)(E) (b)(7)(E) lawful permanent resident status will be a dispositive factor in case-by-case determinations.

7. (SBU) In adjudicating both admission to the United States and issuance of visas, both DHS and the Department of State will continue to apply all appropriate security vetting procedures.

8. Minimize considered.

Signature:

(b)(6)

(b)(7)(E)

UNCLASSIFIED
SBU

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 9:42 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Provisional Revocations Lifted in Compliance with Court Order
Attachments: reversal global.pdf

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

From: PERRY, CHRISTOPHER M
Sent: Saturday, February 04, 2017 2:40:04 AM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) Detroit Field Office WC
Subject: FW: Provisional Revocations Lifted in Compliance with Court Order

The letter attached from DOS reverses the provisional revocation of visas.

Thanks,

Chris

Christopher Perry
Director, Field Operations
Detroit Field Office
U.S. Customs and Border Protection
(b)(6), (b)(7)(C) (office)
(b)(6), (b)(7)(C) (cell)

From: HOFFMAN, TODD A
Sent: Friday, February 03, 2017 9:20:44 PM
To: MCALEENAN, KEVIN K; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ
Cc: FLANAGAN, PATRICK S; (b)(6), (b)(7)(C) HUTTON, JAMES R; (b)(6), (b)(7)(C)
Subject: FW: Provisional Revocations Lifted in Compliance with Court Order

Department of State letter attached.

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

From: (b)(6)
Sent: Friday, February 03, 2017 9:15 PM
To: HOFFMAN, TODD A (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
Subject: FW: Provisional Revocations Lifted in Compliance with Court Order

Letter attached. State lawyers will forward copy to CBP counsel.

Regards,

(b)(6)

Deputy Assistant Secretary
Bureau of Consular Affairs
Department of State

Official
UNCLASSIFIED

From: (b)(6)
Sent: Friday, February 03, 2017 9:10 PM
To: (b)(6)
Subject: FW: reversal global

Your letter reversing.

(b)(6)

Director of Legal Affairs, Visa Office
Bureau of Consular Affairs
US Department of State
Tel. (b)(6), (b)(7)(C)
Official
UNCLASSIFIED

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

DFO's

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

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

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

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

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

Sample

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

Waiver Narrative

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

(b)(5)

(b)(5)

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

☎
📧: (b)(6), (b)(7)(C)
✉



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

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

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

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman
Executive Director

Admissibility and Passenger Programs
Office of Field Operations

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

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

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

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

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

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

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

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




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

DFO's

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

(b)(5)

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

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



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

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

(OCC)

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

Subject: Guidance on Withdrawal

(b)(5)

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

(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)
cell

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

DFOs

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

JFK
 Newark
 Miami
 Chicago
 Dulles
 LAX
 Houston

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

(b)(7)(E)

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

J. Ryan Hutton
 Deputy Executive Director
 Admissibility and Passenger Programs

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

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



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From: MCALEENAN, KEVIN K
Sent: Monday, January 30, 2017 3:06 PM
To: ALLES, RANDOLPH D (b)(6), (b)(7)(C) Owen, Todd C (AC OFO) (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C) (OCC)
(b)(6), (b)(7)(C) FLANAGAN, PATRICK S (b)(6), (b)(7)(C)
Subject: Redlegation of Refugee Waiver Authority

Acting Deputy Commissioner/EAC,

Subject to my oversight, direction and guidance, I hereby delegate to the Deputy Commissioner, Executive Assistant Commissioner, Deputy Executive Assistant Commissioner, Executive Director Admissibility and Passenger Programs, Executive Director Operations, Executive Director National Targeting Center, Executive Director, National Targeting Center-Passenger, Directors, Field Operations, Port Director, John F. Kennedy Airport, and Port Director, Los Angeles International Airport, Office of Field Operations, U.S. Customs and Border Protection, the authority under § 5(e) of the Executive Order entitled, "Protecting the Nation from Foreign Terrorist Entry Into the United States," (January 27, 2017), to admit individuals to the United States as first-time refugees on a case-by-case basis, but only if the Commissioner and the Secretary of State, or his designee, jointly determine that the admission of such individuals as refugees is in the national interest and would not pose a risk to the security or welfare of the United States. (b)(7)(E)

(b)(7)(E)

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




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

DFO's

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

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

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

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



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

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

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

Importance: High

DFO's

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

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

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

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

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

Sample

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

Waiver Narrative

(b)(5)




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

(b)(5)

(b)(5)

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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



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From: HOFFMAN, TODD A

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

To: DIRECTORS FIELD OPS (b)(7)(E); EXECUTIVE DIRECTORS HQ

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

(b)(7)(E)

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

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

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

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

Importance: High

Directors,

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

Memorandum For: Directors, Field Operations

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

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

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

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

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

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

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

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

Returning Residents,

- (1) Lawful Permanent Residents should be referred for (b)(7)(E) and held at the port of entry until an exemption to the Executive Order is granted. The authority to grant an exemption has been delegated to the Commissioner of CBP, and further delegated to Directors of Field Operations and SES Port Directors. Once an exemption has been granted results of (b)(7)(E) should be notated in (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.

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

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

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

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

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

DFO's

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

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

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

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

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

Sample

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

Waiver Narrative

(b)(5)

(b)(5)

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

(b)(5)

(b)(5)

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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



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

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

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

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman
Executive Director

Admissibility and Passenger Programs
Office of Field Operations

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

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

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

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

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

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

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

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

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

OCC

Please see below a waiver request involving a 14 year old male, who is travelling with his LPR parents. **JFK PD has already approved a waiver for his LPR parents.**




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

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

Washington, DC

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



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

DFO's

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

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

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

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

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

Sample

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

Waiver Narrative

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

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

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

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

☎
📠: (b)(6), (b)(7)(C)
✉



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

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

Directors,

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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”

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- (1) All case processing will be recorded in (b)(7)(E) (b)(7)(E) according to current policy/procedure.
- (2) Subjects will be allowed to withdraw their application for admission on Form I-275, **without a sworn statement**. All other procedures pertaining to the processing of Form I-275 withdrawal cases apply.
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- (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

THE WHITE HOUSE

WASHINGTON

February 1, 2017

MEMORANDUM TO THE ACTING SECRETARY OF STATE, THE ACTING ATTORNEY GENERAL, AND THE SECRETARY OF HOMELAND SECURITY**FROM:** Donald F. McGahn II – Counsel to the President**SUBJECT:** Authoritative Guidance on Executive Order Entitled “Protecting the Nation from Foreign Terrorist Entry into the United States” (Jan. 27, 2017)

Section 3(c) of the Executive Order entitled “Protecting the Nation from Foreign Terrorist Entry into the United States” (Jan. 27, 2017) suspends for 90 days the entry into the United States of certain aliens from countries referred to in section 217(a)(12) of the Immigration and Nationality Act (INA), 8 U.S.C. 1187(a)(12). Section 3(e) of the order directs the Secretary of Homeland Security, in consultation with the Secretary of State, to submit to the President a list of countries recommended for inclusion on a Presidential proclamation that would prohibit the entry of certain foreign nationals from countries that do not provide information needed to adjudicate visas, admissions, or other benefits under the INA.

I understand that there has been reasonable uncertainty about whether those provisions apply to lawful permanent residents of the United States. Accordingly, to remove any confusion, I now clarify that Sections 3(c) and 3(e) do not apply to such individuals. Please immediately convey this interpretive guidance to all individuals responsible for the administration and implementation of the Executive Order.

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:16 PM
To: (b)(6), (b)(7)(C)
Subject: RE: All 11 are processed

BTW

What status were these individuals...all
green card holders or what?

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

Sent from my iPhone

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

Federal Security Director
U.S. Department of Homeland Security
Transportation Security Administration-Atlanta
Hartsfield-Jackson Atlanta International Airport

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

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

(b)(7)(E)

FOCUS on MISSION
INVEST in PEOPLE
COMMIT to EXCELLENCE

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From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:22:47 PM
To: (b)(6), (b)(7)(C)
Subject: All 11 are processed

We are done with EO processing for today.

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 9:35 AM
To: (b)(6), (b)(7)(C)
Cc:
Subject: FW: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States
Attachments: 20170127 Executive Order Reporting.pdf; 20170127 Executive Order Reporting attachment.xlsx

All:

In addition, to Mr. Manning's earlier email attached is the template which must filled out. The data being captured is for a 24-hour time period beginning at 0300 (EST) and ending at 0259 hours (EST) – please ensure this template is submitted to myself and Tim Sushil by 2200 hours.

Thank you,

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

CBP Officer/Program Manager
 Field Operations Atlanta
 U.S. Customs and Border Protection

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

From: (b)(6), (b)(7)(C)
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
 (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 [REDACTED] (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 [REDACTED] (b)(6), (b)(7)(C) [REDACTED] (b)(6), (b)(7)(C) For questions pertaining to the implementation of the new policy, please contact Ryan Hutton, Deputy Executive Director, Admissibility and Passenger Programs at [REDACTED] (b)(6), (b)(7)(C) [REDACTED]

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO
Iran							
Iraq							
Libya							
Somalia							
Sudan							
Syria							
Yemen							

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 2:53 PM
To: (b)(6), (b)(7)(C)
Subject: FW: UPDATE - FW: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States
Attachments: 20170127 Executive Order Reporting.pdf; 20170127 Executive Order Reporting attachment.xlsx
Importance: High

Good Afternoon,

Do you have the 1500 reporting complete? Please send ASAP.

Thank you,

(b)(6), (b)(7)(C)
 CBP Officer/Program Manager
 Field Operations Atlanta
 U.S. Customs and Border Protection

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 12:41 PM

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

(b)(6), (b)(7)(C); MANNING, REGINALD I (b)(6), (b)(7)(C)
Subject: UPDATE - FW: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States
Importance: High

All:
 UPDATE - Effective immediately, HQs is going to a three times per day reporting timeline, using the same attachment. Reports will now be due to myself and (b)(6), (b)(7)(C) by 0430 hours, 1430 hours and 2030 hours (EST) daily until further notice.

In addition, these reports should reflect the running totals.

Thank you,

(b)(6), (b)(7)(C)
 CBP Officer/Program Manager

Field Operations Atlanta
U.S. Customs and Border Protection

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

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

Sent: Saturday, January 28, 2017 9:35 AM

(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:

In addition, to Mr. Manning's earlier email attached is the template which must filled out. The data being captured is for a 24-hour time period beginning at 0300 (EST) and ending at 0259 hours (EST) – please ensure this template is submitted to myself and (b)(6), (b)(7)(C) by 2200 hours.

Thank you,

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

CBP Officer/Program Manager
Field Operations Atlanta
U.S. Customs and Border Protection

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

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

Sent: Saturday, January 28, 2017 1:08:45 AM

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

(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.

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If you have any questions regarding to reporting, please contact the Field Liaison Division, a (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: Saturday, January 28, 2017 12:41 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C); MANNING, REGINALD I
Subject: UPDATE - FW: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States
Attachments: 20170127 Executive Order Reporting.pdf; 20170127 Executive Order Reporting attachment.xlsx
Importance: High

All:

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Thank you,

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

CBP Officer/Program Manager
 Field Operations Atlanta
 U.S. Customs and Border Protection

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

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

Sent: Saturday, January 28, 2017 9:35 AM

(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

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Thank you,

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

CBP Officer/Program Manager
Field Operations Atlanta
U.S. Customs and Border Protection

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

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

Sent: Saturday, January 28, 2017 1:08:45 AM

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

(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, a (b)(7)(E). (b)(6), (b)(7)(C) For questions pertaining to the implementation of the new policy, please contact Ryan Hutton, Deputy Executive Director, Admissibility and Passenger Programs at (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 7:04 PM
To: ATL CHIEFS-HFA002A; ATL MANAGERS (b)(6), (b)(7)(C); ATL SUPERVISORS (b)(6), (b)(7)(C)
Subject: FW: Update: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States
Attachments: 20170127 Executive Order Reporting.pdf; 20170127 Executive Order Reporting attachment Update.xlsx
Importance: High

Use the new spreadsheet and read this please

From: MANNING, REGINALD I
Sent: Saturday, January 28, 2017 7:02:17 PM
(b)(6), (b)(7)(C)
Subject: FW: Update: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

Additional guidance as promised.

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

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

OFO PROUD!

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

Directors,

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

- Any calls or requests from a member of Congress or their staff should be referred to Office of Congressional Affairs; (b)(6), (b)(7)(C) and Kim Lowry

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

- For questions pertaining to the implementation of the new policy please contact Admissibility and Passenger Programs, Enforcement Programs Division.

(b)(7)(E)

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

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

(b)(7)(E)

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

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

(b)(7)(E)

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



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From: (b)(6), (b)(7)(C) On Behalf Of OFO-FIELD LIAISON

Sent: Saturday, January 28, 2017 1:09 AM

To: DIRECTORS FIELD OPS <DIRECTORSFIELDOPS@cbp.dhs.gov>; EXECUTIVE DIRECTORS HQ <EXECUTIVEDIRECTORSHQ@cbp.dhs.gov>; BORDER SECURITY ASST DIRECTORS <BORDERSECURITYASSTDIRECTORS@cbp.dhs.gov>; TRADE OPERATIONS ASST DIRECTORS <TRADEOPERATIONSASSTDIRECTORS@cbp.dhs.gov>; MISSION SUPPORT ASST DIRECTORS <MISSIONSUPPORTASSTDIRECTORS@cbp.dhs.gov>

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

OFO-FIELD LIAISON

(b)(7)(E)

(b)(7)(E)

MURDOCK, JUDSON

(b)(7)(E)

(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*

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Executive Order Tracking

Field Office:

Cumulative Total

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO
Iran							
Iraq							
Libya							
Somalia							
Sudan							
Syria							
Yemen							

Executive Order Tracking

Field Office:

Reporting Period Total

Date:

Reporting Period:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO
Iran							
Iraq							
Libya							
Somalia							
Sudan							
Syria							
Yemen							

THE WHITE HOUSE

WASHINGTON

February 1, 2017

MEMORANDUM TO THE ACTING SECRETARY OF STATE, THE ACTING ATTORNEY GENERAL, AND THE SECRETARY OF HOMELAND SECURITY

FROM: Donald F. McGahn II – Counsel to the President

SUBJECT: Authoritative Guidance on Executive Order Entitled “Protecting the Nation from Foreign Terrorist Entry into the United States” (Jan. 27, 2017)

Section 3(c) of the Executive Order entitled “Protecting the Nation from Foreign Terrorist Entry into the United States” (Jan. 27, 2017) suspends for 90 days the entry into the United States of certain aliens from countries referred to in section 217(a)(12) of the Immigration and Nationality Act (INA), 8 U.S.C. 1187(a)(12). Section 3(e) of the order directs the Secretary of Homeland Security, in consultation with the Secretary of State, to submit to the President a list of countries recommended for inclusion on a Presidential proclamation that would prohibit the entry of certain foreign nationals from countries that do not provide information needed to adjudicate visas, admissions, or other benefits under the INA.

I understand that there has been reasonable uncertainty about whether those provisions apply to lawful permanent residents of the United States. Accordingly, to remove any confusion, I now clarify that Sections 3(c) and 3(e) do not apply to such individuals. Please immediately convey this interpretive guidance to all individuals responsible for the administration and implementation of the Executive Order.



JAN
29

A Stand for Refugees and Immigrants

Public · Event · by

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



Interested



Going



Invite



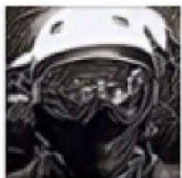
More

**Sunday, January 29 at 4:00 PM - 6:00 PM
EST**

Tomorrow · 0-11° Mostly Cloudy

Hartshfield-Jackson Atlanta, Georgia

Atlanta, Georgia 30337

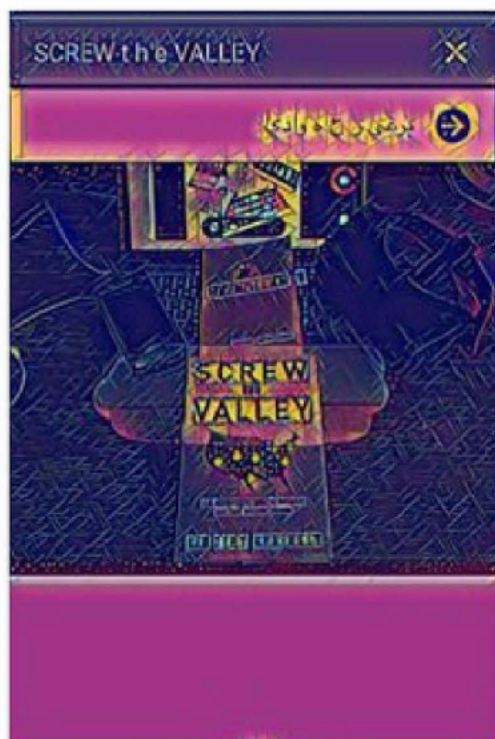


(b)(6), (b)(7)(C) shared a link.

10 mins · North Dekalb · 🌐

I'm attempting suicide at the gate today.

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



(b)(6), (b)(7)(C) on Twitter

"@realDonaldTrump kill me! I am going to train everyone in Radical Political Islamic Biological-Chemical-Nuclear Terrorism via VR #MuslimBan"

twitter.com

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