

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 4:27 PM
To: HUTTON, JAMES R; DIRECTORS FIELD OPS
Cc: HOFFMAN, TODD A; ENFORCEMENT PROGRAMS DIVISION; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: RE: C1 Request - URGENT

None for Laredo

From: HUTTON, JAMES R
Sent: Sunday, January 29, 2017 9:22:44 PM
To: DIRECTORS FIELD OPS
Cc: HOFFMAN, TODD A; ENFORCEMENT PROGRAMS DIVISION; (b)(6), (b)(7)(C)
Subject: C1 Request - URGENT

DFO's
 Kindly request confirmation that you have no individuals subject to EO in custody within your AOR from yesterday. This does NOT include anyone for whom a waiver has been approved but awaiting pick up/transfer.

Please provide NLT 16:45 EST

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

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



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

From: DURST, CASEY OWEN
Sent: Sunday, January 29, 2017 4:29 PM
To: HUTTON, JAMES R; DIRECTORS FIELD OPS
Cc: HOFFMAN, TODD A; ENFORCEMENT PROGRAMS DIVISION; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: RE: C1 Request - URGENT

Negative for Baltimore.

Casey Owen Durst
 Director, Field Operations
 Baltimore Field Office

From: HUTTON, JAMES R
Sent: Sunday, January 29, 2017 4:22:44 PM
To: DIRECTORS FIELD OPS
Cc: HOFFMAN, TODD A; ENFORCEMENT PROGRAMS DIVISION; (b)(6), (b)(7)(C)
Subject: C1 Request - URGENT

DFO's

Kindly request confirmation that you have no individuals subject to EO in custody within your AOR from yesterday. This does NOT include anyone for whom a waiver has been approved but awaiting pick up/transfer.

Please provide NLT 16:45 EST

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

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



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

the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.

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

Thank you,

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

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

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 6:41 PM
To: HOFFMAN, TODD A <(b)(6), (b)(7)(C)> HUTTON, JAMES R <(b)(6), (b)(7)(C)>
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) MURDOCK, JUDSON W
(b)(6), (b)(7)(C)
Subject: FW: FINAL SIGNED EO FOR ACTION

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

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 7:35 PM
To: MARTEL, CARLOS C; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Warning Order: New Executive Order

10-4

(b)(6), (b)(7)(C)
Port Director
Los Angeles/Long Beach Seaport
U.S. Customs and Border Protection
(b)(6), (b)(7)(C) {office}
{mobile}
{fax}

From: MARTEL, CARLOS C
Sent: Friday, January 27, 2017 4:34 PM
(b)(6), (b)(7)(C)
Subject: FW: Warning Order: New Executive Order

Port Directors: We will be having a conf call following the DFO call. Time to be determined.

Please call (b)(7)(E)

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 12:22:55 AM
To: (b)(6), (b)(7)(C) DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS; EXECUTIVE DIRECTORS HQ
Cc: OFO-FIELD LIAISON
Subject: RE: Warning Order: New Executive Order

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

Thank you,

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

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

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

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

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

Cc: OFO-FIELD LIAISON

Subject: Warning Order: New Executive Order

DFOs,

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

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

Thank you,

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

Deputy Executive Director (Acting)

OFO Operations

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

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 9:46 PM
To: ENFORCEMENT PROGRAMS DIVISION
Cc: (b)(6), (b)(7)(C); LOWRY, KIM M; (b)(6), (b)(7)(C)
Subject: FW: Greetings from US Senator Heller's Office

CAT – Please see below request from (b)(6) representing U.S. Senator Dean Heller.

Thank you,

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

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 6:20 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C); MARTEL, CARLOS G; (b)(6), (b)(7)(C)
Subject: FW: Greetings from US Senator Heller's Office

(b)(6), (b)(7)(C) please pass along to OCA...thanks...

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

From: (b)(6)
Sent: Thursday, February 02, 2017 2:18:29 PM
To: (b)(6), (b)(7)(C)
Subject: Greetings from US Senator Heller's Office

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

I received your contact information from my colleague, (b)(6) hope you do not mind me reaching out to you regarding this matter.

I have been trying to find a contact with CBP at the LAX airport, and am hoping you may be able to provide some direction. I would like to speak with someone regarding the port's current procedure for processing LPRs from the seven countries listed in President Trump's executive order, as I understand each port handles these cases slightly differently. All of my attempts to reach an individual that can assist me have failed thus far, so any help you can provide would be greatly appreciated.

Thank you for your time.

Best regards,

(b)(6)

**Regional Representative
U.S. Senator Dean Heller**

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

Tel:
Fax: **(b)(6), (b)(7)(E)**

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 1:23 PM
To: MARTEL, CARLOS C; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: AILA Inquiries

Thank you

(b)(6), (b)(7)(C)
Port Director
US Customs and Border Protection
Port Hueneme

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

From: MARTEL, CARLOS C
Sent: Monday, January 30, 2017 10:16 AM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: AILA Inquiries

Note.

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

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

From: HUTTON, JAMES R
Sent: Monday, January 30, 2017 10:09 AM
To: DIRECTORS FIELD OPS (b)(7)(E) BORDER SECURITY ASST DIRECTORS
(b)(7)(E)
Cc: HOFFMAN, TODD A (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: AILA Inquiries

DFOs

If you get any questions related to the EO from local AILA chapters, please refer them to (b)(6), (b)(7)(C) at AILA National.

Thanks

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

☎ (b)(6), (b)(7)(C)
📠
✉



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

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 2:43 AM
To:
Cc: (b)(6), (b)(7)(C)
Subject: FW: LAS FO EO Individual Being Held Report - 23:40

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

LAX WC (b)(6), (b)(7)(C) sent a consolidated report including Las Vegas. The ENFORCEMENT PROGRAMS DIVISION was not included in the email 23:40 reports.

Thank you,

(b)(6), (b)(7)(C)
Supervisory Agriculture Specialist
US Customs and Border Protection
Scheduling Office / Professionalism Service Manager
McCarran International Airport
Las Vegas, Nevada
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 11:39 PM
To: LAX-WATCH-CMDR <(b)(7)(E)> (b)(6), (b)(7)(C)
Cc: LV-MANAGERS-CBP <(b)(7)(E)>
Subject: LAS FO EO Individual Being Held Report - 23:40

Alcon,

LAS is reporting negative stats for the 23:40 FO EO Individuals Being Held report.

Thank you,

(b)(6), (b)(7)(C)
Supervisory Agriculture Specialist
US Customs and Border Protection
Scheduling Office / Professionalism Service Manager
McCarran International Airport
Las Vegas, Nevada
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 9:03 PM
To: (b)(6), (b)(7)(C)
Cc:
Subject: RE: Vegas protesters

As of 17:59 hours, approximately 200 protesters are in the international arrivals area at McCarran International Airport.

Thank you,

(b)(6), (b)(7)(C)
Supervisory Agriculture Specialist
US Customs and Border Protection
Scheduling Office / Professionalism Service Manager
McCarran International Airport
Las Vegas, Nevada

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 5:41 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Vegas protesters

Please prepare an update report per the below instructions. Due by 1800.

Please include PD (b)(6), (b)(7)(C) and myself in your email.

Thank you!

(b)(6), (b)(7)(C)
Chief CBP Officer
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 6:32:21 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Vegas protesters

Fyi

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 5:29:35 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Vegas protesters

Thx (b)(6), (b)(7)(C) please send and update for the 1800 report and please also add (b)(6), (b)(7)(C) LAX WC and (b)(6), (b)(7)(C) to all protest/ops EO updates...thanks ...

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 3:23 PM
To: (b)(6), (b)(7)(C)
Cc: MARTEL, CARLOS C (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: Vegas protesters

All,

Chief (b)(6), (b)(7)(C) just called and said there are approximately 100 protesters marching at McCarran in the public arrivals waiting area at terminal 3. They are not causing any impact on operations. We currently do not have any passengers being processed. Next flights arrive @ 1615. Metro Police are on the scene and making sure the protest does interfere with airport operations.

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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 3:03 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Inquiry about EO

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

I'm the Professional Service Manager for the Port of Las Vegas but I'm currently out of the office until Friday. I have not received any phone calls or voice messages at the government cell (b)(6), (b)(7)(C)

Any inquiries regarding the EO should be directed to the LAS CBP general number at (b)(6), (b)(7)(C) and a Manager will address accordingly.

Thank you,

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

SCBPAS - LAS VEGAS

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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 1:44:49 PM
To: (b)(6), (b)(7)(C)
Subject: Inquiry about EO

Supervisory Agriculture Specialist (b)(6), (b)(7)(C)

Are you the professionalism service manager in Las Vegas?

I just received a call from (b)(6) inquiring about the EO at the airport. She explained that attempts to contact you by phone were unsuccessful so then tried me (professionalism service manager in Alaska). I explained that I had no information about the McCarran Int'l Airport and referred her to CBP.gov for information or to call you Friday. I also referred her to the CBP information center, but said she would rather speak to you directly.

Please don't hesitate to call me if you should have any questions or if I may be of assistance.

Thank You,

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

Port Director

Customs & Border Protection

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

Skagway, AK 99840-0475

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

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

Warning: FOR OFFICIAL USE ONLY (FOUO) - LAW ENFORCEMENT SENSITIVE (LES): This email and any attached documents are FOR OFFICIAL USE ONLY. It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). This document is to be controlled, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to **SENSITIVE BUT UNCLASSIFIED** information and is not to be released to the public or other personnel who do not have a valid need to know without prior approval from the originator. Further transmission of **LAW ENFORCEMENT SENSITIVE** information is limited by **The Privacy Act (5 U.S.C. 552(a))** and **Trade Secrets Act (18 U.S.C. 1905)**, in accordance with the **Third Agency Rule**. **If you are not the intended recipient or agent responsible for delivering the information to the intended recipient, unauthorized disclosure, copying, distribution or use of the contents of this transmission is strictly prohibited. If you have received this transmission in error, please notify the sender and delete all copies from your system.**

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:58 AM
To: (b)(6), (b)(7)(C)
Subject: Lawful Permanent Resident / Syrian citizen

ALCON,

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 9:51 PM
To: (b)(6), (b)(7)(C)

Subject: FW: Syrian LPR's
Importance: High

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 9:32 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Syrian LPR's
Importance: High

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

Please review the information below. (b)(5)
(b)(5)

(b)(6), (b)(7)(C)
Port Director/Las Vegas
U.S. Customs & Border Protection
5757 Wayne Newton Blvd
Las Vegas, NV 89119

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 9:20 PM
To: (b)(6), (b)(7)(C)
Cc: LV-MANAGERS-CBP (b)(7)(E)
Subject: Syrian LPR's

ALCON,

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

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

Thanks,

CBPO (b)(6), (b)(7)(C)
PET/Deferred Officer
McCarran International Airport

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

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

Good copy...

From: MARTEL, CARLOS C
Sent: Friday, January 27, 2017 5:33:57 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Warning Order: New Executive Order

Port Directors: We will be having a conf call following the DFO call. Time to be determined.

Please call: (b)(7)(E)

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

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 12:22:55 AM
To: (b)(6), (b)(7)(C) DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS; EXECUTIVE DIRECTORS HQ
Cc: OFO-FIELD LIAISON
Subject: RE: Warning Order: New Executive Order

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

Thank you,

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

Deputy Executive Director (Acting)
 OFO Operations

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

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 6:50:24 PM
To: DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION

SUPPORT ASST DIRECTORS; EXECUTIVE DIRECTORS HQ

Cc: OFO-FIELD LIAISON

Subject: Warning Order: New Executive Order

DFOs,

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

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

Thank you,

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

Deputy Executive Director (Acting)

OFO Operations

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

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 9:20 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C); MARTEL, CARLOS C
Subject: FW: Greetings from US Senator Heller's Office

(b)(6), (b)(7)(C) please pass along to OCA...thanks...

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

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 6:10 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Greetings from US Senator Heller's Office

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

Who would you like me refer this to?

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

From: (b)(6)
Sent: Thursday, February 02, 2017 2:18:29 PM
To: (b)(6), (b)(7)(C)
Subject: Greetings from US Senator Heller's Office

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

I received your contact information from my colleague, (b)(6). I hope you do not mind me reaching out to you regarding this matter.

I have been trying to find a contact with CBP at the LAX airport, and am hoping you may be able to provide some direction. I would like to speak with someone regarding the port's current procedure for processing LPRs from the seven countries listed in President Trump's executive order, as I understand each port handles these cases slightly differently. All of my attempts to reach an individual that can assist me have failed thus far, so any help you can provide would be greatly appreciated.

Thank you for your time.

Best regards,
(b)(6)
Regional Representative
U.S. Senator Dean Heller

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

Tel: (b)(6)

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

From: MARTEL, CARLOS C
Sent: Sunday, January 29, 2017 2:03 AM
To: (b)(6), (b)(7)(C)
Cc:
Subject: FW: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order
Attachments: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States
Importance: High

Fyi - guidance provided earlier today.
 Carlos C. Martel
 Director, Field Operations
 Los Angeles Field Office
 U.S. Customs and Border Protection

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




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

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

Thank you,

J. Ryan Hutton
 Deputy Executive Director
 Admissibility and Passenger Programs

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

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





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

From: MCALEENAN, KEVIN K

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

To: Owen, Todd C (AC OFO) (b)(6), (b)(7)(C) WAGNER, JOHN P (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) HOFFMAN, TODD A (b)(6), (b)(7)(C); HUTTON, JAMES R (b)(6), (b)(7)(C); DIRECTORS FIELD OPS (b)(7)(E)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C); ALLES, RANDOLPH D
(b)(6), (b)(7)(C); FLANAGAN, PATRICK S (b)(6), (b)(7)(C)
Subject: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

ALCON:

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

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



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

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

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

Vigilance • Service • Integrity

From: HUTTON, JAMES R
Sent: Saturday, January 28, 2017 9:34 PM
To: HOFFMAN, TODD A; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P; (b)(6), (b)(7)(C)
Subject: (b)(6), (b)(7)(C)
 UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States
Attachments: RE: EO 212(f) Exemption Request for (b)(6), (b)(7)(C) RE: Waiver Request for 212(1) in re (b)(6), (b)(7)(C) EO 212(f) Waiver for (b)(6), (b)(7)(C) (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)(7)(E)
 (b)(5), (b)(7)(E)

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

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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



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

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

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

Directors,

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

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

Admissibility and Passenger Programs
Office of Field Operations

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

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

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

Wherever possible, (b)(7)(E) will coordinate the denial of boarding through (b)(7)(E) (b)(7)(E) locations, and Regional Carrier Liaison Groups (RCLG).

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

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

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

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

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

Approved per C1, 1722 hours.

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

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

Exemption to Executive Order Request

January 28, 2017

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

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

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

Details:




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

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

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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



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

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

Waiver granted by C1, 1312 hours.

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

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

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

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

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

• **(b)(6), (b)(7)(C)**
7.
•

(b)(7)(E)

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

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

OCC

Please see below a waiver request involving a (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) who is travelling with his LPR parents. **JFK PD has already approved a waiver for his LPR parents.**

OFO recommends (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)

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



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

From: MARTEL, CARLOS C
Sent: Sunday, January 29, 2017 2:14 AM
To: HUTTON, JAMES R
Cc: (b)(6), (b)(7)(C)
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

Ryan, Just to clarify, are the attached procedures to be used only in cases: (b)(7)(E) Or, are we to continue submitting waiver requests for refugees as instructed earlier?

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

From: HUTTON, JAMES R
Sent: Saturday, January 28, 2017 11:00 PM
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)
(b)(6), (b)(7)(C) HOFFMAN, TODD A (b)(6), (b)(7)(C); DIRECTORS FIELD OPS
(b)(7)(E)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) ALLES, RANDOLPH D
(b)(6), (b)(7)(C) FLANAGAN, PATRICK S (b)(6), (b)(7)(C)
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order
Importance: High

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

Thank you,

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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



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

From: MCALEENAN, KEVIN K

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

To: Owen, Todd C (AC OFO) <(b)(6), (b)(7)(C)> WAGNER, JOHN P <(b)(6), (b)(7)(C)>
(b)(6), (b)(7)(C) <(b)(6), (b)(7)(C)> HOFFMAN, TODD A <(b)(6), (b)(7)(C)> HUTTON,
JAMES R <(b)(6), (b)(7)(C)> DIRECTORS FIELD OPS <(b)(7)(E)>
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) ALLES, RANDOLPH D
(b)(6), (b)(7)(C) FLANAGAN, PATRICK S <(b)(6), (b)(7)(C)>
Subject: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

ALCON:

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

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



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

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

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

Vigilance • Service • Integrity

From: MARTEL, CARLOS C
Sent: Friday, January 27, 2017 9:26 PM
To: (b)(6), (b)(7)(C)
Subject: FW: FINAL SIGNED EO FOR ACTION
Attachments: 2017protectingtheNationfromTerroristEntryintotheUnitedStates.eo.rel.docx

Note

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

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

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

Thank you,

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

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

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

From: MCALEENAN, KEVIN K

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

To: WAGNER, JOHN P <

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

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

FLANAGAN, PATRICK S

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

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

Subject: FINAL SIGNED EO FOR ACTION

From: MARTEL, CARLOS C
Sent: Saturday, January 28, 2017 4:23 PM
To: (b)(6), (b)(7)(C)
Cc:
Subject: FW: OFO/JFK phone referrals to DHS NOC

FYI

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

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

From: (b)(6), (b)(7)(C) On Behalf Of SITROOM
Sent: Saturday, January 28, 2017 12:17 PM
To: (b)(6), (b)(7)(C)
Cc: SITROOM (b)(7)(E) CBP SITROOM- OFO LIAISONS (b)(7)(E)
Subject: OFO/JFK phone referrals to DHS NOC

JC,

As per our phone conversation, apparently OFO at JFK is receiving phone calls from the general public regarding the enforcement of the recent Presidential Executive Order concerning the vetting of immigrants to the U.S. It appears that OFO/JFK is giving out the phone number to the DHS National Operations Center (NOC) and advising the public to call there to discuss their issues. The NOC Senior Watch Officer has requested that OFO/JFK cease this action as it is not their place to handle inquiries from the general public on matters of this nature.

Thank you for your attention to this matter.

CBP SITROOM

From: MARTEL, CARLOS C
Sent: Saturday, January 28, 2017 10:45 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Action: Executive Order - Local Engagement.

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 3:40:03 PM
To: (b)(6), (b)(7)(C)
Cc: MARTEL, CARLOS C
Subject: FW: Action: Executive Order - Local Engagement.

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

I am meeting with the Chiefs this morning at the Port and will arrange a meeting with the airlines as well.

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

From: MARTEL, CARLOS C
Sent: Saturday, January 28, 2017 7:34:32 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Action: Executive Order - Local Engagement.

(b)(6), (b)(7)(C) please note regarding airport stakeholders.

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 3:19:35 PM
To: DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS; EXECUTIVE DIRECTORS HQ
Cc: OFO-FIELD LIAISON; (b)(6), (b)(7)(C) HUTTON, JAMES R; (b)(6), (b)(7)(C)
Subject: Action: Executive Order - Local Engagement.

Directors,

In light of the changes that were made with the new executive order and our current operational stance, please have your Port Directors at your larger locations engage directly, today, with local stakeholders to explain the changes and answer any questions as necessary. The focus for this should be at our larger airport operations.

As a side note headquarters Admissibility and Passenger Programs held a call last night with airline stakeholders at the national level and will also be doing so today.

Thank you,

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

Deputy Executive Director (Acting)
OFO Operations

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:28 PM
To: (b)(6), (b)(7)(C) LAX-WATCH-CMDR; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Urgent: Suspend all EO departures until further notice

10-4 sir.

(b)(6), (b)(7)(C)
 Public Affairs Liaison
 Customs and Border Protection
 Los Angeles International Airport
 (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:10 PM
To: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) LAX-WATCH-CMDR (b)(7)(E) (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: Urgent: Suspend all EO departures until further notice
Importance: High

Team,

Based on this evening’s federal court “stay”, we are to immediately **suspend all departures** of those found inadmissible under the Executive Order, including those who wished to voluntarily depart or WD.

We will freeze/suspend all departures but continue to detain and process the individuals in the airports as per the EO while we await further legal guidance.

Bottom line: status quo for EO targeting/processing, but no boarding/departures until further notice.

(b)(6), (b)(7)(C) . continue to refer all media inquiries to (b)(6), (b)(7)(C) and congressional inquiries to (b)(7)(E)

Thank You,

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

Area Port Director

Los Angeles International Airport

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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 6:35 PM
To: (b)(6), (b)(7)(C)
Cc:
Subject: Temporary Restraining Order from US District Court Central District of California
Attachments: US District Court Central District of California TRO.pdf

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

(b)(6), (b)(7)(C) Attorney at Law from (b)(6), has just provided me with a copy of the Temporary Restraining Order that was issued by the US District Court Central District of California regarding our enforcement of the Executive Order. She originally asked for you but I told her you were not in today. She was not forceful or demanding when providing it but she just wanted to provide us with a copy of it in case we did not get it yet. I did not sign anything for it.

(b)(5)

Thank you,

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

Chief CBP Officer
Port of Las Vegas
McCarran International Airport
Phone: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)

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

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

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

Case No. CV 17-00786 AB (PLAx)

**ORDER GRANTING EMERGENCY
MOTION FOR TEMPORARY
RESTRAINING ORDER AND/OR
PRELIMINARY INJUNCTION**

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

9
10 Plaintiffs,

11 v.

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

Defendants.

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

DISCUSSION

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

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

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

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

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

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

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

21
22 Unless otherwise agreed upon by the parties:

- 23 • Plaintiffs shall file any **supplemental brief** in support of their motion for
24 preliminary injunction **by February 2, 2017.**
25 • Defendants shall file their **opposition by February 5, 2017.**
26 • Plaintiffs shall file their **reply by February 8, 2017.**
27 • Defendants shall appear on **February 10, 2017 at 10:00 a.m.** to show cause why
28

1 the preliminary injunctive relief sought in the Ex Parte Application for Temporary
2 Restraining Order And/Or Preliminary Injunction should not be granted.

3 **IT IS SO ORDERED.**

4
5 Dated: January 31, 2017



6 _____
7 HONORABLE ANDRÉ BIROTTE JR.
8 UNITED STATES DISTRICT COURT JUDGE
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 9:51 PM
To: (b)(6), (b)(7)(C)
Cc: LAX-WATCH COMMANDER; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: Guidance on Withdrawal - Court Compliance
Importance: High

ARU Supervision,

For immediate muster with all officers, continuing over the next few days. In regard to applicants for admission subject to the EO, please ensure Officers within your AOR receive the below guidance from OCC:

(b)(5)

Thank you,

(b)(6), (b)(7)(C)
 CBP Watch Commander
 Los Angeles International Airport
 (b)(6), (b)(7)(C) wk
 cell

WARNING: This message (and any associated files) is FOR OFFICIAL USE ONLY and is intended only for the use of the individual(s) or entity to which it is addressed, and may contain information that is LAW ENFORCEMENT SENSITIVE. If you are not the intended recipient, you are hereby notified that any dissemination, copying, or distribution of this message, or files associated with this message is strictly prohibited. If you have received this message in error, please notify the sender immediately by replying to the message and deleting it from your computer.

F

From: (b)(6)
Sent: Friday, February 03, 2017 2:00 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Greetings from US Senator Heller's Office

Thank you for your assistance.

(b)(6)
Regional Representative
U.S. Senator Dean Heller
(b)(6), (b)(7)(C)
Tel: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 6:28 PM
To: (b)(6)
Subject: RE: Greetings from US Senator Heller's Office

(b)(6)

Your inquiry has been passed along to our Congressional Affairs office. If they do not reach out to you let me know.

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

From: (b)(6)
Sent: Thursday, February 02, 2017 2:18:29 PM
To: (b)(6), (b)(7)(C)
Subject: Greetings from US Senator Heller's Office

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

I received your contact information from my colleague, (b)(6). I hope you do not mind me reaching out to you regarding this matter.

I have been trying to find a contact with CBP at the LAX airport, and am hoping you may be able to provide some direction. I would like to speak with someone regarding the port's current procedure for processing LPRs from the seven countries listed in President Trump's executive order, as I understand each port handles these cases slightly differently. All of my attempts to reach an individual that can assist me have failed thus far, so any help you can provide would be greatly appreciated.

Thank you for your time.

Best regards,

(b)(6)

Regional Representative

U.S. Senator Dean Heller

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

Tel:

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:25 AM
To: (b)(6), (b)(7)(C)
Cc:
Subject: RE: Action: Executive Order - Local Engagement.

10-4

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:09:32 AM
To: (b)(6), (b)(7)(C)
Cc:
Subject: RE: Action: Executive Order - Local Engagement.

Thx (b)(6), (b)(7)(C) please send some brief bullets to WC when done, and he'll include in report.

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:40:03 AM
To: (b)(6), (b)(7)(C)
Cc: MARTEL, CARLOS C
Subject: FW: Action: Executive Order - Local Engagement.

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

I am meeting with the Chiefs this morning at the Port and will arrange a meeting with the airlines as well.

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

From: MARTEL, CARLOS C
Sent: Saturday, January 28, 2017 7:34:32 AM
To: (b)(6), (b)(7)(C)
Cc:
Subject: FW: Action: Executive Order - Local Engagement.

(b)(6), (b)(7)(C) please note regarding airport stakeholders.

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

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 3:19:35 PM
To: DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION

SUPPORT ASST DIRECTORS; EXECUTIVE DIRECTORS HQ

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

Subject: Action: Executive Order - Local Engagement.

Directors,

In light of the changes that were made with the new executive order and our current operational stance, please have your Port Directors at your larger locations engage directly, today, with local stakeholders to explain the changes and answer any questions as necessary. The focus for this should be at our larger airport operations.

As a side note headquarters Admissibility and Passenger Programs held a call last night with airline stakeholders at the national level and will also be doing so today.

Thank you,

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

Deputy Executive Director (Acting)

OFO Operations

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 2:14 AM
To: LV-MANAGERS-CBP
Subject: FW: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order
Attachments: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States
Importance: High

More guidance.

From: MARTEL, CARLOS C
Sent: Saturday, January 28, 2017 11:02:35 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

Fyi - guidance provided earlier today.
Carlos C. Martel
Director, Field Operations
Los Angeles Field Office
U.S. Customs and Border Protection

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

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


DFO's

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

Thank you,

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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

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



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

From: MCALEENAN, KEVIN K

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

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

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

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

ALCON:

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

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



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

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

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

Vigilance • Service • Integrity

From: HUTTON, JAMES R
Sent: Saturday, January 28, 2017 9:34 PM
To: HOFFMAN, TODD A; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P; (b)(6), (b)(7)(C)
Subject: (b)(6), (b)(7)(C)
 UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States
Attachments: RE: EO 212(f) Exemption Request for (b)(6), (b)(7)(C) RE: Waiver Request for 212(1) in re: (b)(6), (b)(7)(C) EO 212(f) Waiver for (b)(6), (b)(7)(C) (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: (b)(6), (b)(7)(E)
 (b)(5), (b)(7)(E)

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

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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



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

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

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

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman
Executive Director

Admissibility and Passenger Programs
Office of Field Operations

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

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

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

Wherever possible, (b)(7)(E) will coordinate the denial of boarding through (b)(7)(E) (b)(7)(E) and Regional Carrier Liaison Groups (RCLG).

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

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

- (1) All case processing will be recorded (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