

The White House
Office of the Press Secretary
For Immediate Release
January 27, 2017

EXECUTIVE ORDER: PROTECTING THE NATION FROM FOREIGN TERRORIST ENTRY INTO THE UNITED STATES

EXECUTIVE ORDER

Protecting the Nation from Foreign Terrorist Entry into the United States

By the authority vested in me as President by the Constitution and laws of the United States of America, including the Immigration and Nationality Act (INA), 8 U.S.C. 1101 *et seq.*, and section 301 of title 3, United States Code, and to protect the American people from terrorist attacks by foreign nationals admitted to the United States, it is hereby ordered as follows:

Section 1. Purpose. The visa-issuance process plays a crucial role in detecting individuals with terrorist ties and stopping them from entering the United States. Perhaps in no instance was that more apparent than the terrorist attacks of September 11, 2001, when State Department policy prevented consular officers from properly scrutinizing the visa applications of several of the 19 foreign nationals who went on to murder nearly 3,000 Americans. And while the visa-issuance process was reviewed and amended after the September 11 attacks to better detect would-be terrorists from receiving visas, these measures did not stop attacks by foreign nationals who were admitted to the United States.

Numerous foreign-born individuals have been convicted or implicated in terrorism-related crimes since September 11, 2001, including foreign nationals who entered the United States after receiving visitor, student, or employment visas, or who entered through the United States refugee resettlement program. Deteriorating conditions in certain countries due to war, strife, disaster, and civil unrest increase the likelihood that terrorists will use any means possible to enter the United States. The United States must be vigilant during the visa-issuance process to ensure that those approved for admission do not intend to harm Americans and that they have no ties to terrorism.

In order to protect Americans, the United States must ensure that those admitted to this country do not bear hostile attitudes toward it and its founding principles. The United States cannot, and should not, admit those who do not support the Constitution, or those who would place violent ideologies over American law. In addition, the United States should not admit those who engage in acts of bigotry or hatred (including "honor" killings, other forms of violence against women, or the persecution of those who practice religions different from their own) or those who would oppress Americans of any race, gender, or sexual orientation.

Sec. 2. Policy. It is the policy of the United States to protect its citizens from foreign nationals who intend to commit terrorist attacks in the United States; and to prevent the admission of foreign nationals who intend to exploit United States immigration laws for malevolent purposes.

Sec. 3. Suspension of Issuance of Visas and Other Immigration Benefits to Nationals of Countries of Particular Concern. (a) The Secretary of Homeland Security, in consultation with the Secretary of State and the Director of National Intelligence, shall immediately conduct a review to determine the information needed from any country to adjudicate any visa, admission, or other benefit under the INA (adjudications) in order to determine that the individual seeking the benefit is who the individual claims to be and is not a security or public-safety threat.

(b) The Secretary of Homeland Security, in consultation with the Secretary of State and the Director of National Intelligence, shall submit to the President a report on the results of the review described in subsection (a) of this section, including the Secretary of Homeland Security's determination of the information needed for adjudications and a list of countries that do not provide adequate information, within 30 days of the date of this order. The Secretary of Homeland Security shall provide a copy of the report to the Secretary of State and the Director of National Intelligence.

(c) To temporarily reduce investigative burdens on relevant agencies during the review period described in subsection (a) of this section, to ensure the proper review and maximum utilization of available resources for the screening of foreign nationals, and to ensure that adequate standards are established to prevent infiltration by foreign terrorists or criminals, pursuant to section 212(f) of the INA, 8 U.S.C. 1182(f), I hereby proclaim that the immigrant and nonimmigrant entry into the United States of aliens from countries referred to in section 217(a)(12) of the INA, 8 U.S.C. 1187(a)(12), would be detrimental to the interests of the United States, and I hereby suspend entry into the United States, as immigrants and nonimmigrants, of such persons for 90 days from the date of this order (excluding those foreign nationals traveling on diplomatic visas, North Atlantic Treaty Organization visas, C-2 visas for travel to the United Nations, and G-1, G-2, G-3, and G-4 visas).

(d) Immediately upon receipt of the report described in subsection (b) of this section regarding the information needed for adjudications, the Secretary of State shall request all foreign governments that

do not supply such information to start providing such information regarding their nationals within 60 days of notification.

(e) After the 60-day period described in subsection (d) of this section expires, the Secretary of Homeland Security, in consultation with the Secretary of State, shall submit to the President a list of countries recommended for inclusion on a Presidential proclamation that would prohibit the entry of foreign nationals (excluding those foreign nationals traveling on diplomatic visas, North Atlantic Treaty Organization visas, C-2 visas for travel to the United Nations, and G-1, G-2, G-3, and G-4 visas) from countries that do not provide the information requested pursuant to subsection (d) of this section until compliance occurs.

(f) At any point after submitting the list described in subsection (e) of this section, the Secretary of State or the Secretary of Homeland Security may submit to the President the names of any additional countries recommended for similar treatment.

(g) Notwithstanding a suspension pursuant to subsection (c) of this section or pursuant to a Presidential proclamation described in subsection (e) of this section, the Secretaries of State and Homeland Security may, on a case-by-case basis, and when in the national interest, issue visas or other immigration benefits to nationals of countries for which visas and benefits are otherwise blocked.

(h) The Secretaries of State and Homeland Security shall submit to the President a joint report on the progress in implementing this order within 30 days of the date of this order, a second report within 60 days of the date of this order, a third report within 90 days of the date of this order, and a fourth report within 120 days of the date of this order.

Sec. 4. Implementing Uniform Screening Standards for All Immigration Programs. (a) The Secretary of State, the Secretary of Homeland Security, the Director of National Intelligence, and the Director of the Federal Bureau of Investigation shall implement a program, as part of the adjudication process for immigration benefits, to identify individuals seeking to enter the United States on a fraudulent basis with the intent to cause harm, or who are at risk of causing harm subsequent to their admission. This program will include the development of a uniform screening standard and procedure, such as in-person interviews; a database of identity documents proffered by applicants to ensure that duplicate documents are not used by multiple applicants; amended application forms that include questions aimed at identifying fraudulent answers and malicious intent; a mechanism to ensure that the applicant is who the applicant claims to be; a process to evaluate the applicant's likelihood of becoming a positively contributing member of society and the applicant's ability to make contributions to the national interest; and a mechanism to assess whether or not the applicant has the intent to commit criminal or terrorist acts after entering the United States.

(b) The Secretary of Homeland Security, in conjunction with the Secretary of State, the Director of National Intelligence, and the Director of the Federal Bureau of Investigation, shall submit to the President an initial report on the progress of this directive within 60 days of the date of this order, a second report within 100 days of the date of this order, and a third report within 200 days of the date of this order.

Sec. 5. Realignment of the U.S. Refugee Admissions Program for Fiscal Year 2017. (a) The Secretary of State shall suspend the U.S. Refugee Admissions Program (USRAP) for 120 days. During the 120-day period, the Secretary of State, in conjunction with the Secretary of Homeland Security and in consultation with the Director of National Intelligence, shall review the USRAP application and adjudication process to determine what additional procedures should be taken to ensure that those approved for refugee admission do not pose a threat to the security and welfare of the United States, and shall implement such additional procedures. Refugee applicants who are already in the USRAP process may be admitted upon the initiation and completion of these revised procedures. Upon the date that is 120 days after the date of this order, the Secretary of State shall resume USRAP admissions only for nationals of countries for which the Secretary of State, the Secretary of Homeland Security, and the Director of National Intelligence have jointly determined that such additional procedures are adequate to ensure the security and welfare of the United States.

(b) Upon the resumption of USRAP admissions, the Secretary of State, in consultation with the Secretary of Homeland Security, is further directed to make changes, to the extent permitted by law, to prioritize refugee claims made by individuals on the basis of religious-based persecution, provided that the religion of the individual is a minority religion in the individual's country of nationality. Where necessary and appropriate, the Secretaries of State and Homeland Security shall recommend legislation to the President that would assist with such prioritization.

(c) Pursuant to section 212(f) of the INA, 8 U.S.C. 1182(f), I hereby proclaim that the entry of nationals of Syria as refugees is detrimental to the interests of the United States and thus suspend any such entry until such time as I have determined that sufficient changes have been made to the USRAP to ensure that admission of Syrian refugees is consistent with the national interest.

(d) Pursuant to section 212(f) of the INA, 8 U.S.C. 1182(f), I hereby proclaim that the entry of more than 50,000 refugees in fiscal year 2017 would be detrimental to the interests of the United States, and thus suspend any such entry until such time as I determine that additional admissions would be in the national interest.

(e) Notwithstanding the temporary suspension imposed pursuant to subsection (a) of this section, the Secretaries of State and Homeland Security may jointly determine to admit individuals to the United States as refugees on a case-by-case basis, in their discretion, but only so long as they determine that the admission of such individuals as refugees is in the national interest -- including when the person is

a religious minority in his country of nationality facing religious persecution, when admitting the person would enable the United States to conform its conduct to a preexisting international agreement, or when the person is already in transit and denying admission would cause undue hardship -- and it would not pose a risk to the security or welfare of the United States.

(f) The Secretary of State shall submit to the President an initial report on the progress of the directive in subsection (b) of this section regarding prioritization of claims made by individuals on the basis of religious-based persecution within 100 days of the date of this order and shall submit a second report within 200 days of the date of this order.

(g) It is the policy of the executive branch that, to the extent permitted by law and as practicable, State and local jurisdictions be granted a role in the process of determining the placement or settlement in their jurisdictions of aliens eligible to be admitted to the United States as refugees. To that end, the Secretary of Homeland Security shall examine existing law to determine the extent to which, consistent with applicable law, State and local jurisdictions may have greater involvement in the process of determining the placement or resettlement of refugees in their jurisdictions, and shall devise a proposal to lawfully promote such involvement.

Sec. 6. Rescission of Exercise of Authority Relating to the Terrorism Grounds of Inadmissibility. The Secretaries of State and Homeland Security shall, in consultation with the Attorney General, consider rescinding the exercises of authority in section 212 of the INA, 8 U.S.C. 1182, relating to the terrorism grounds of inadmissibility, as well as any related implementing memoranda.

Sec. 7. Expedited Completion of the Biometric Entry-Exit Tracking System. (a) The Secretary of Homeland Security shall expedite the completion and implementation of a biometric entry-exit tracking system for all travelers to the United States, as recommended by the National Commission on Terrorist Attacks Upon the United States.

(b) The Secretary of Homeland Security shall submit to the President periodic reports on the progress of the directive contained in subsection (a) of this section. The initial report shall be submitted within 100 days of the date of this order, a second report shall be submitted within 200 days of the date of this order, and a third report shall be submitted within 365 days of the date of this order. Further, the Secretary shall submit a report every 180 days thereafter until the system is fully deployed and operational.

Sec. 8. Visa Interview Security. (a) The Secretary of State shall immediately suspend the Visa Interview Waiver Program and ensure compliance with section 222 of the INA, 8 U.S.C. 1222, which requires that all individuals seeking a nonimmigrant visa undergo an in-person interview, subject to specific statutory exceptions.

(b) To the extent permitted by law and subject to the availability of appropriations, the Secretary of State shall immediately expand the Consular Fellows Program, including by substantially increasing the number of Fellows, lengthening or making permanent the period of service, and making language training at the Foreign Service Institute available to Fellows for assignment to posts outside of their area of core linguistic ability, to ensure that non-immigrant visa-interview wait times are not unduly affected.

Sec. 9. Visa Validity Reciprocity. The Secretary of State shall review all nonimmigrant visa reciprocity agreements to ensure that they are, with respect to each visa classification, truly reciprocal insofar as practicable with respect to validity period and fees, as required by sections 221(c) and 281 of the INA, 8 U.S.C. 1201(c) and 1351, and other treatment. If a country does not treat United States nationals seeking nonimmigrant visas in a reciprocal manner, the Secretary of State shall adjust the visa validity period, fee schedule, or other treatment to match the treatment of United States nationals by the foreign country, to the extent practicable.

Sec. 10. Transparency and Data Collection. (a) To be more transparent with the American people, and to more effectively implement policies and practices that serve the national interest, the Secretary of Homeland Security, in consultation with the Attorney General, shall, consistent with applicable law and national security, collect and make publicly available within 180 days, and every 180 days thereafter:

- (i) information regarding the number of foreign nationals in the United States who have been charged with terrorism-related offenses while in the United States; convicted of terrorism-related offenses while in the United States; or removed from the United States based on terrorism-related activity, affiliation, or material support to a terrorism-related organization, or any other national security reasons since the date of this order or the last reporting period, whichever is later;
- (ii) information regarding the number of foreign nationals in the United States who have been radicalized after entry into the United States and engaged in terrorism-related acts, or who have provided material support to terrorism-related organizations in countries that pose a threat to the United States, since the date of this order or the last reporting period, whichever is later; and
- (iii) information regarding the number and types of acts of gender-based violence against women, including honor killings, in the United States by foreign nationals, since the date of this order or the last reporting period, whichever is later; and
- (iv) any other information relevant to public safety and security as determined by the Secretary of Homeland Security and the Attorney General, including information on the immigration status of foreign nationals charged with major offenses.

(b) The Secretary of State shall, within one year of the date of this order, provide a report on the estimated long-term costs of the USRAP at the Federal, State, and local levels.

Sec. 11. General Provisions. (a) Nothing in this order shall be construed to impair or otherwise affect:

- (i) the authority granted by law to an executive department or agency, or the head thereof; or
- (ii) the functions of the Director of the Office of Management and Budget relating to budgetary, administrative, or legislative proposals.

(b) This order shall be implemented consistent with applicable law and subject to the availability of appropriations.

(c) This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

DONALD J. TRUMP

From: Owen, Todd C (AC OFO)
Sent: Thursday, February 02, 2017 2:39 PM
To: HOFFMAN, TODD A; WAGNER, JOHN P
Cc: (b)(6), (b)(7)(C)
Subject: RE: DHS direction on social media

They are piling one. Believe it's more of a legal discussion.

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

From: HOFFMAN, TODD A
Sent: Thursday, February 02, 2017 2:38 PM
To: Owen, Todd C (AC OFO) <(b)(6), (b)(7)(C)> WAGNER, JOHN P <(b)(6), (b)(7)(C)>
Cc: (b)(6), (b)(7)(C)
Subject: FW: DHS direction on social media
Importance: High

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

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: Thursday, February 02, 2017 2:31 PM
To: HOFFMAN, TODD A <(b)(6), (b)(7)(C)>

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

Subject: FW: DHS direction on social media
Importance: High

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

Please see below.

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

Any issues with doing the call? Who should be on it from CBP?

Flagging for Patrick given that this began with a call from (b)(6), (b)(7)(C), (b)(7)(E)

Thanks,

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

From: (b)(6)
Sent: Thursday, February 02, 2017 2:15 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C); (b)(6)
Subject: RE: DHS direction on social media
Importance: High

(b)(5)

From: (b)(6)
Sent: Thursday, February 2, 2017 12:13 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C); (b)(6)
Subject: FW: DHS direction on social media

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

From: (b)(6)
Sent: Thursday, February 2, 2017 11:24 AM
To: (b)(6)
Cc: (b)(6)
Subject: FW: DHS direction on social media

(b)(6)

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

(b)(6)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 1, 2017 12:29 PM
To: (b)(6); (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C); (b)(6), (b)(7)(C); (b)(6)
(b)(6); (b)(6), (b)(7)(C); FLANAGAN, PATRICK S
(b)(6), (b)(7)(C)

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

Subject: RE: DHS direction on social media

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

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

Screening Coordination Office
DHS Office of Policy

--sent by mobile device.

From: (b)(6)
Sent: Wednesday, February 01, 2017 10:37:30 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C); (b)(6); (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C); FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)
Subject: RE: DHS direction on social media

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

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

Regards,

(b)(6)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 1, 2017 8:15 AM
To: (b)(6)
Cc: (b)(6); (b)(6), (b)(7)(C); (b)(6)
(b)(6), (b)(7)(C); (b)(6); FLANAGAN,
PATRICK S <(b)(6), (b)(7)(C)>
(b)(6), (b)(7)(C)
Subject: RE: DHS direction on social media

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

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

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

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

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

From: (b)(6)
Sent: Wednesday, February 01, 2017 7:34 AM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) FLANAGAN, PATRICK S <(b)(6), (b)(7)(C)>
Cc: (b)(6) (b)(6), (b)(7)(C) (b)(6)
(b)(6), (b)(7)(C) (b)(6)
(b)(6)

Subject: RE: DHS direction on social media

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

I wanted to follow up on the below - any update from OFO on this? I'm hoping we can close this one out with this morning. (b)(6), (b)(7)(C)

Thank you,

(b)(6)

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 9:18 AM
To: (b)(6) (b)(6), (b)(7)(C)
FLANAGAN, PATRICK S <(b)(6), (b)(7)(C)>
Cc: (b)(6) (b)(6), (b)(7)(C) (b)(6)
(b)(6), (b)(7)(C) (b)(6)
(b)(6)

Subject: RE: DHS direction on social media

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

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

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

Office of the Commissioner
U.S. Customs and Border Protection

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

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From: (b)(6)

Sent: Tuesday, January 31, 2017 7:26 AM

To: (b)(6), (b)(7)(C) FLANAGAN, PATRICK S

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

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

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

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

(b)(6)

(b)(6)

Subject: RE: DHS direction on social media

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

(b)(5)

Regards,

(b)(6)

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 10:20 PM
To: (b)(6); FLANAGAN, PATRICK S (b)(6), (b)(7)(C)
Cc: (b)(6); (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) (b)(6)
(b)(6)
Subject: RE: DHS direction on social media

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

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

From: (b)(6)
Sent: Monday, January 30, 2017 5:59 PM
To: FLANAGAN, PATRICK S (b)(6), (b)(7)(C)
Cc: (b)(6); (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: RE: DHS direction on social media

Thanks for the quick response - she did not provide a deadline but if we can get something by tomorrow morning to her I think that would be fine. I can provide an update in the 8am (b)(6), (b)(7)(C) she knows it's being worked. Thank you.

From: FLANAGAN, PATRICK S
Sent: Monday, January 30, 2017 5:57 PM
To: (b)(6)
Cc: (b)(6); (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: RE: DHS direction on social media

A/S (b)(6)

(b)(5)

(b)(5)

Thanks.

V/R
Patrick

Patrick Flanagan

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

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From: (b)(6)
Sent: Monday, January 30, 2017 5:51 PM
To: FLANAGAN, PATRICK S <(b)(6), (b)(7)(C)>
Cc: (b)(6)
Subject: FW: DHS direction on social media
Importance: High

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

(b)(5)

Thank you,

(b)(6)

Acting Assistant Secretary for Partnership and Engagement
U.S. Department of Homeland Security

(b)(6)

From: Nielsen, Kirstjen
Sent: Monday, January 30, 2017 4:54 PM
To: (b)(6)
Subject: FW: DHS direction on social media

Pls see below and give me a call
Thank you

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 4:08:59 PM

To: Nielsen, Kirstjen

Subject: DHS direction on social media

Hey - How are things at the new job? Quite a busy time for you, clearly. I'd love to catch up when you have a slow down, but I wanted to ping you with a quick question for now.

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

Thanks,

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

facebook public policy

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

Sent from my iPhone

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 8:55 AM
To: HOFFMAN, TODD A
Subject: RE: 01312017 EO-CAT Report

Got it Sir, we are good.

From: HOFFMAN, TODD A
Sent: Tuesday, January 31, 2017 8:55 AM
To: (b)(6), (b)(7)(C)
Subject: RE: 01312017 EO-CAT Report

Sorry, was in am staff.

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 8:51 AM
To: (b)(6), (b)(7)(C)
Cc: HUTTON, JAMES R <(b)(6), (b)(7)(C)>, HOFFMAN, TODD A
(b)(6), (b)(7)(C)
Subject: RE: 01312017 EO-CAT Report

Thank you Sir!

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 8:50 AM
To: (b)(6), (b)(7)(C)
Cc: HUTTON, JAMES R <(b)(6), (b)(7)(C)>, HOFFMAN, TODD A
(b)(6), (b)(7)(C)
Subject: 01312017 EO-CAT Report
Importance: High

EO-CAT Daily Action Report
Office of Field Operations
Admissibility and Passenger Programs
January 31, 2017
Reporting cycle: 2100-0500

Executive Summary:

- At the time of this report there are zero impacted travelers currently in custody.
 - There no waivers pending with the Acting Commissioner at this time.
- Adverse Actions on Site:

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

- Encounters: **(b)(6), (b)(7)(C), (b)(7)(E)**

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

- Offloads/Adverse Actions

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

- Projected air next 24 hours:

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

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

Component Highlights/Significant Activity:

- Office Of Field Operations

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

- Office of International Affairs

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

- According to the CBP Attaché, Tokyo, Japanese newspapers are reporting extensively on the turmoil and strong reaction in the U.S. and across the world caused by President Trump's signing of an executive order on immigration, highlighting that JAL and ANA decided Monday to ask U.S.-bound customers from the seven U.S.-designated countries not to board their flights based on the judgment that their entry will probably be rejected by U.S. immigration authorities. The decision was made in line with an advisory circulated by the International Air Transport Association (IATA).
- Office of Congressional Affairs
 - OCA continues to receive inquiries from members of Congress and their staff related to the Presidential Executive Order and the various court orders
- Office of Public Affairs
 - Numerous requests for information pertaining to travelers with dual national status and requests for talking points.
- (b)(6), (b)(7)(C), (b)(7)(E)

Reporting Automation

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

Meetings/Briefings

- EAC Owen
 - Conference call with House and Senate Appropriations/Homeland Security Subcommittee staff

Executive Order Tracking - Cumulative Totals													
Field Office	ALL		Date	1-01-2017-1-31-2017			Report Type	SODAM					
Cumulative													
Country	Number of New-Immigrant Visa Encounters	Number of Immigrant Visa Encounters	Number of LPR Encounters	Number of Refugee Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of Non-Immigrants not granted waiver	Number of Non-Immigrants granted waiver	Number of Immigrants not granted waiver	Number of Immigrants granted waiver	Number of LPRs not granted waiver	Number of LPRs Granted by DFO
Iran	67	10	693	1	50	0		2	19	0	3	1	497
Iraq	69	9	252	0	36	0		0	3	0	7	0	325
Libya	1	2	7	0	0	0		0	1	0	2	0	7
Somalia	0	0	24	0	1	0		0	0	0	1	0	24
Sudan	14	3	69	0	18	0		0	4	0	0	0	69
Syria	12	16	100	0	37	0		0	6	1	3	0	100
Yemen	11	17	13	0	12	0		0	3	0	6	0	32
Total	192	66	1274	1	186	0		2	29	1	20	1	1274

Executive Order Tracking - Reporting Period Totals													
2100-0300 January 31, 2017													
Country	Number of New-Immigrant Encounters	Number of Immigrant Encounters	Number of LPR Encounters	Number of Refugee Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of Non-Immigrants not granted waiver	Number of Non-Immigrants granted waiver	Number of Immigrants not granted waiver	Number of Immigrants granted waiver	Number of LPRs not granted waiver	Number of LPRs Granted by DFO
Iran	6	0	10	0	6	0		0	1	0	0	0	10
Iraq	0	0	62	0	0	0		0	0	0	0	0	62
Libya	0	0	1	0	0	0		0	0	0	0	0	1
Somalia	0	0	2	0	0	0		0	0	0	0	0	2
Sudan	0	0	3	0	0	0		0	0	0	0	0	3
Syria	1	1	7	0	2	0		0	0	0	1	0	7
Yemen	0	0	1	0	0	0		0	0	0	0	0	1
Total	6	1	85	0	6	0		0	1	0	1	0	85

(b)(7)(E)

Country	NIV denied boarding or no show	NIV denied boarding or no show	TSDB NIV/IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total since 27 Jan 2000 Hrs
Iran	217	195	0	5	0	417
Iraq	44	40	0	19	0	103
Libya	14	6	0	0	0	20
Somalia	0	21	0	41	0	62
Sudan	39	23	0	14	0	76
Syria	64	8	0	7	0	79
Yemen	47	47	0	0	0	94
Total	425	340	0	86	0	851

2100-0300 31 Jan 2017						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total for Period
Iran	7	1	0	0	0	8
Iraq	2	0	0	0	0	2

Libya	3	4	0	0	0	7
Somalia	0	6	0	12	0	18
Sudan	2	1	0	3	0	6
Syria	1	1	0	0	0	2
Yemen	21	4	0	0	0	25
Total	36	17	0	15	0	68

DATE	CTRY	LPR	NIV	IV	Total
1/31/2017	IQ	28	5	5	38
	IR	68	11	12	91
Data as of 21:00 on Jan 30	LY	0	3	0	3
	SD	6	0	5	11
	SO	1	1	0	2
	SY	10	5	0	15
	YE	2	2	0	4
Totals		115	27	22	164

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

CBP HQ

EO Crisis Action Team

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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 7:29 PM
To: HOFFMAN, TODD A; (b)(6), (b)(7)(C)
Subject: RE: Pending C1 Approval 212(f) Exemption for (b)(6), (b)(7)(C) (BOS)

On it Sir.

(b)(6), (b)(7)(C)
Adjutant for (A) Commissioner McAleenan
(b)(6), (b)(7)(C) (desk)
(b)(6), (b)(7)(C) (bb)
(b)(6), (b)(7)(C)

From: HOFFMAN, TODD A
Sent: Wednesday, February 01, 2017 7:27 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Pending C1 Approval 212(f) Exemption for (b)(6), (b)(7)(C) (BOS)

FYSA.

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

From: HOFFMAN, TODD A
Sent: Wednesday, February 01, 2017 7:21 PM
To: MCALEENAN, KEVIN K <(b)(6), (b)(7)(C)>
Subject: FW: Pending C1 Approval 212(f) Exemption for (b)(6), (b)(7)(C) (BOS)

Sir,

I believe you may have a Boston request in your queue. Sent 16:53. Thx.

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 7:13 PM
To: FLANAGAN, PATRICK S <(b)(6), (b)(7)(C)>
Cc: HOFFMAN, TODD A <(b)(6), (b)(7)(C)>
Subject: Pending C1 Approval 212(f) Exemption for (b)(6), (b)(7)(C) (BOS)

Mr. Flannigan,

For visibility, just wanted to highlight that this exemption from BOS is still pending C1 approval (forwarded by OCC at 1653hrs).

C1 has already approved an exemption request from SEA that was forwarded after the BOS request.

If we've missed the BOS approval, please let me know

Thanks in advance,

(b)(6), (b)(7)(C) EO CAT

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 4:53 PM
To: (b)(6), (b)(7)(C); (b)(6), (b)(7)(C)
Cc: ENFORCEMENT PROGRAMS DIVISION <(b)(7)(E)>; BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES <(b)(7)(E)>; FERRARA, WILLIAM (b)(6), (b)(7)(C); (b)(6), (b)(7)(C); (b)(6), (b)(7)(C); (b)(6), (b)(7)(C)
Subject: RE: EO 212(f) Exemption for (b)(6), (b)(7)(C)

(b)(5) Thanks.

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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 1, 2017 4:02 PM
To: (b)(6), (b)(7)(C); (b)(6), (b)(7)(C)
Cc: ENFORCEMENT PROGRAMS DIVISION <(b)(7)(E)>; BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES <(b)(7)(E)>; FERRARA, WILLIAM (b)(6), (b)(7)(C)
Subject: FW: EO 212(f) Exemption for (b)(6), (b)(7)(C)

Exception request for your review.

Respectfully,

(b)(6), (b)(7)(C)
(A) Program Manager

E.O. CAT HQ
Office of Field Operations
U.S. Customs and Border Protection
Office: [redacted]
Mobile: (b)(6), (b)(7)(C)



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From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 3:51 PM
To: ENFORCEMENT PROGRAMS DIVISION <(b)(7)(E)>
Cc: BOSTON FIELD OFFICE - BORDER SECURITY EMPLOYEES
(b)(7)(E); FERRARA, WILLIAM
(b)(6), (b)(7)(C)
Subject: EO 212(f) Exemption for (b)(6), (b)(7)(C)

OFO CAT,

Below is a waiver request from the Boston Field Office for a passenger that arrived at Boston Logan Airport at 1345 hours.

The subject is in advance parole status

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

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

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

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

Tactical Operations Supervisor
U.S Customs and Border Protection

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

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

From: MURDOCK, JUDSON W
Sent: Saturday, January 28, 2017 7:51 PM
To: HOFFMAN, TODD A; CAMPBELL, CARL S; (b)(6), (b)(7)(C)
Cc: MANNING, REGINALD I; SABATINO, DIANE J
Subject: RE: Update: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

Thanks.

Jud Murdock
 Executive Director, Operations (Acting)
 Office of Field Operations
 U.S. Customs and Border Protection
 (b)(6), (b)(7)(C) office
 (b)(6), (b)(7)(C) cell

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From: HOFFMAN, TODD A
Sent: Saturday, January 28, 2017 6:49:17 PM
To: CAMPBELL, CARL S; MURDOCK, JUDSON W; (b)(6), (b)(7)(C)
Cc: MANNING, REGINALD I; SABATINO, DIANE J
Subject: FW: Update: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

Per EAC Owen, Reginald Manning has exemption (waiver) authority for Houston and New Orleans. Diane Sabatino has exemption (waiver) authority for Puerto Rico. Sorry, but the authority must be at the SES level. Thx.

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: Saturday, January 28, 2017 7:00 PM
To: OFO-FIELD LIAISON (b)(7)(E); DIRECTORS FIELD OPS (b)(7)(E)
 EXECUTIVE DIRECTORS HQ (b)(7)(E); BORDER SECURITY ASST DIRECTORS
 (b)(7)(E); TRADE OPERATIONS ASST DIRECTORS
 (b)(7)(E); MISSION SUPPORT ASST DIRECTORS
 (b)(7)(E)
Cc: (b)(6), (b)(7)(C); CAMPBELL, CARL S (b)(6), (b)(7)(C)
 (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

Importance: High

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

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

Branch Chief
U.S. Customs and Border Protection
Office of Field Operations
Field Liaison Division
Desk: (b)(6), (b)(7)(C)
Mobile: (b)(6), (b)(7)(C)
Fax: (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 (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)
 CAMPBELL, CARL S < (b)(6), (b)(7)(C)
 MURDOCK, JUDSON W < (b)(6), (b)(7)(C)
 (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: Carl S. Campbell /s/
 Deputy Executive Director, Operations (Acting)
 Office of Field Operations

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

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

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

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

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

From: MURDOCK, JUDSON W
Sent: Tuesday, January 31, 2017 1:46 PM
To: HOFFMAN, TODD A; HUTTON, JAMES R; (b)(6), (b)(7)(C)
Subject: FW: EAC Owen availability - Somali National Allowed to Withdraw at Seattle/Tacoma International Airport
Attachments: Briefing Memo RABI - Final.doc

FYI

Jud Murdock
Executive Director, Operations (Acting)
Office of Field Operations
U.S. Customs and Border Protection

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

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From: MURDOCK, JUDSON W
Sent: Tuesday, January 31, 2017 12:59 PM
To: (b)(6), (b)(7)(C)
Subject: FW: EAC Owen availability - Somali National Allowed to Withdraw at Seattle/Tacoma International Airport

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

See below and attached.

Jud Murdock
Executive Director, Operations (Acting)
Office of Field Operations
U.S. Customs and Border Protection

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

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EAC Telephonic Meeting with Governor Inslee, Washington State
Date of Call: January 31, 2017
Time of Call: 1445 Hours (EST)

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

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

PARTICIPANTS:

CBP
Executive Assistant Commissioner – Todd Owen

Non-CBP
Washington State Governor Jay Inslee

From: MURDOCK, JUDSON W
Sent: Tuesday, January 31, 2017 8:09 AM
To: Owen, Todd C (AC OFO) <(b)(6), (b)(7)(C)>
Subject: RE: EAC Owen availability

Yes, sir.

Jud Murdock
Executive Director, Operations (Acting)
Office of Field Operations
U.S. Customs and Border Protection

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

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From: Owen, Todd C (AC OFO)
Sent: Tuesday, January 31, 2017 7:07:15 AM
To: MURDOCK, JUDSON W
Subject: FW: EAC Owen availability

Jud, can you please get the specifics from Seattle on the below individual? Will need this by 2pm EST.

Thanks.

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

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 7:52 AM
To: Owen, Todd C (AC OFO) <(b)(6), (b)(7)(C)>
Subject: EAC Owen availability

Sir,

As requested, please see email below re a call with Gov. Inslee at 1445 hours today.

Thanks,

(b)(6), (b)(7)(C)
Chief of Staff
Office of Field Operations
U.S. Customs and Border Protection

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

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From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 6:47 PM
To: (b)(6), (b)(7)(C) >
Cc: LOWRY, KIM M <(b)(6), (b)(7)(C)>;

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

Subject: RE: EAC Owen availability

Thanks Tony. It looks like tomorrow at 2:45 EST works for Governor Inslee. Below is some specific information about the purpose of the call

Washington State Governor Jay Inslee would like to speak with CBP leadership about (b)(6), (b)(7)(C), (b)(7)(E)

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

<http://www.seattletimes.com/seattle-news/at-sea-tac-inslee-and-other-officials-denounce-immigrant-ban-train-wreck/>

Thanks again,

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

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 3:09 PM
To: (b)(6), (b)(7)(C)
Cc: LOWRY, KIM M <(b)(6), (b)(7)(C)>
Subject: EAC Owen availability

Sir,

Per your request, below is the availability we were given for EAC Owen tomorrow. I've identified the one Member call we've confirmed for tomorrow, along with an anticipated call with House and Senate Appropriations staff.

EAC Owen's availability (1/31):

10:00-11:00	FREE
1:00-1:15	FREE
1:15-1:45	Call with Appropriations staff
1:45-2:30	FREE
2:30-2:45	Call with Rep. Charlie Dent (PA-15)
2:45-3:00	FREE

v/r,

(b)(6), (b)(7)(C)
Office of Congressional Affairs
U.S. Customs and Border Protection

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

EAC Telephonic Meeting with Governor Inslee, Washington State
Date of Call: January 31, 2017
Time of Call: 1445 Hours (EST)

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

FOR OFFICIAL USE ONLY

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

PARTICIPANTS:

CBP

Executive Assistant Commissioner – Todd Owen

Non-CBP

Washington State Governor (b)(6), (b)(7)(C)

FOR OFFICIAL USE ONLY

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 3:03 PM
To: MCALEENAN, KEVIN K; Owen, Todd C (AC OFO)
Cc: HOFFMAN, TODD A
Subject: FW: Executive Order 28 Jan 2017 1500hrs Report
Attachments: Executive Order 28 Jan 2017 1500hrs Report.xlsx

Let me know if you want me to bring down a copy.

Cumulative					
Country	NIV denied boarding or no show	IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total since 27 Jan 2000 Hrs
Iran	51	35	0	0	86
Iraq	9	16	0	0	25
Libya	4	0	0	0	4
Somalia	0	0	0	0	0
Sudan	13	8	0	0	15
Syria	15	9	0	0	24
Yemen	10	9	0	0	19
Total	102	77	0	0	173

0300-1500 28 Jan 2017					
Country	NIV denied boarding or no show	IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total for Period
Iran	49	30	0	0	79
Iraq	9	16	0	0	25
Libya	4	0	0	0	4
Somalia	0	0	0	0	0
Sudan	9	6	0	0	15
Syria	14	5	0	0	19
Yemen	9	7	0	0	16
Toatal	94	64	0	0	158

Respectfully,

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

Chief Watch Commander

(b)(7)(E)

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

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From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 5:26 PM
To: MCALEENAN, KEVIN K; HOFFMAN, TODD A; Owen, Todd C (AC OFO); WAGNER, JOHN P
Subject: RE: ICE Numbers

(b)(7)(E)

From: MCALEENAN, KEVIN K
Sent: Saturday, January 28, 2017 5:20 PM
To: HOFFMAN, TODD A <(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)
Subject: RE: ICE Numbers

At the land border? Syrians? That is an unusual number of SIAs in one day, correct.

From: HOFFMAN, TODD A
Sent: Saturday, January 28, 2017 5:13:20 PM
To: MCALEENAN, KEVIN K; Owen, Todd C (AC OFO); WAGNER, JOHN P; (b)(6), (b)(7)(C)
Subject: RE: ICE Numbers

Yes, sir. DFO Flores reported (b)(7)(E) the 4:30 call.

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

From: MCALEENAN, KEVIN K
Sent: Saturday, January 28, 2017 5:11 PM
To: Owen, Todd C (AC OFO) <(b)(6), (b)(7)(C)>; WAGNER, JOHN P <(b)(6), (b)(7)(C)>; (b)(6), (b)(7)(C); HOFFMAN, TODD A <(b)(6), (b)(7)(C)>
Subject: ICE Numbers

(b)(7)(E)

From: Ragsdale, Daniel H
Sent: Saturday, January 28, 2017 5:04 PM
To: MCALEENAN, KEVIN K <(b)(6), (b)(7)(C)>
Subject: FW: Darweesh class action

This is what we see. Let me know what you see from your side.

Sent with Good (www.good.com)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 5:02:57 PM
To: Ragsdale, Daniel H; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Darweesh class action

At this time there is only one alien in detention based on yesterday's EO.

Somali
Philadelphia
Immigrant Visa - (b)(7)(E)

OFO in El Paso (b)(7)(E) Syrians in detention. (b)(7)(E)

OFO in San Diego is reporting (b)(7)(E) processing. (b)(7)(E)
(b)(7)(E)

I apologize in advance for the shifting data but the POE situations are remarkably fluid.

Sent with Good (www.good.com)

From: Ragsdale, Daniel H
Sent: Saturday, January 28, 2017 3:48:01 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Darweesh class action

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

(b)(5)

Thanks.

Dan

Sent with Good (www.good.com)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 4:44:57 PM

To: Ragsdale, Daniel H; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Darweesh class action

Gentlemen,

(b)(5)

We'll continue to keep you posted.

Thanks

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

Sent via the GOOD application by:

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

Acting Principal Legal Advisor
U.S. Immigration and Customs Enforcement

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

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From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 4:39:54 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: Darweesh class action

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

(b)(5)

(b)(5)

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

Chief, District Court Litigation Division
Office of the Principal Legal Advisor
U.S. Immigration and Customs Enforcement
U.S. Department of Homeland Security

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

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From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 7:20 AM
To: MCALEENAN, KEVIN K
Cc: Owen, Todd C (AC OFO); HOFFMAN, TODD A
Subject: FW: Executive Order 29 Jan 2017 0500 Report
Attachments: Executive Order 29 Jan 2017 0500hrs Report.xlsx

(b)(7)(E) numbers attached.

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 5:06:19 AM
To: (b)(6), (b)(7)(C); (b)(7)(E) OFO-FIELD LIAISON
Subject: Executive Order 29 Jan 2017 0500 Report

Cumulative						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV/IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total since 27 Jan 2000 Hrs
Iran	109	92	0	0	0	201
Iraq	17	23	0	0	0	40
Libya	5	0	0	0	0	5
Somalia	0	4	0	0	0	4
Sudan	22	16	0	0	0	38
Syria	22	6	0	0	0	28
Yemen	11	21	0	0	0	32
Total	186	162	0	0	0	348

2100-0300 29 Jan 2017						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total for Period
Iran	30	50	0	0	0	80
Iraq	5	1	0	0	0	6
Libya	0	0	0	0	0	0
Somalia	0	3	0	0	0	3
Sudan	7	8	0	0	0	15

Syria	3	0	0	0	0	3
Yemen	0	1	0	0	0	1
Total	45	63	0	0	0	108

Respectfully,

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

Chief Watch Commander

U.S. Customs and Border Protection

(b)(7)(E)

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

(Duty, honor, commitment and fidelity to country are not just words, they are the code by which warriors live)

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Cumulative						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV/IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total since 27 Jan 2000 Hrs
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Iraq	17	23	0	0	0	40
Libya	5	0	0	0	0	5
Somalia	0	4	0	0	0	4
Sudan	22	16	0	0	0	38
Syria	22	6	0	0	0	28
Yemen	11	21	0	0	0	32
Total	186	162	0	0	0	348

2100-0300 29 Jan 2017						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total for Period
Iran	30	50	0	0	0	80
Iraq	5	1	0	0	0	6
Libya	0	0	0	0	0	0
Somalia	0	3	0	0	0	3
Sudan	7	8	0	0	0	15
Syria	3	0	0	0	0	3
Yemen	0	1	0	0	0	1
Total	45	63	0	0	0	108

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 7:34 AM
To: Owen, Todd C (AC OFO); HUTTON, JAMES R; HOFFMAN, TODD A
Cc: (b)(6), (b)(7)(C)
Subject: RE: Inconclusive (b)(7)(E) LPR - Sudan

(b)(7)(E)

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 3:29 PM
To: Owen, Todd C (AC OFO) <(b)(6), (b)(7)(C)>; HUTTON, JAMES R <(b)(6), (b)(7)(C)>;
HOFFMAN, TODD A <(b)(6), (b)(7)(C)>
Subject: FW: Inconclusive (b)(7)(E) LPR - Sudan

(b)(7)(E)

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 2:45:44 PM
To: (b)(7)(E)
Subject: Inconclusive TSDB LPR - Sudan

XD and Director,

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

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 4:22 PM
To: HOFFMAN, TODD A; HUTTON, JAMES R
Subject: FW: Final: Count Summary for Executive Order for 7 Countries - (1/28) Saturday Afternoon Update

Tomorrow looks better.

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 3:31 PM
To: (b)(6), (b)(7)(C); (b)(6), (b)(7)(C); (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C); (b)(7)(E)
(b)(7)(E)
Cc: (b)(6), (b)(7)(C)

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

Subject: Final: Count Summary for Executive Order for 7 Countries - (1/28) Saturday Afternoon Update

Saturday, 28th January Estimates

(b)(7)(E)

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

(b)(7)(E)

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

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

Sent: Saturday, January 28, 2017 2:06 AM

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

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

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

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

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

(b)(7)(E)

(b)(7)(E)

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

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

Subject: Final: Count Summary for Executive Order for 7 Countries

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

The following is the summary of counts for the next two days for Travelers that will be vetted and encountered from the 7 countries.

Saturday, January 28

(b)(7)(E)

(b)(7)(E)

Thank You,

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

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

(b)(7)(E)

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



United States Department of State

Washington, D.C. 20520

SENSITIVE BUT UNCLASSIFIED

January 28, 2017

ACTION MEMO FOR

FROM:

SUBJECT: (SBU) Determination to except certain refugees from the President's Executive Order so they may enter the United States

Recommendation

(SBU) That you determine to admit the 872 refugees provide by the Department of State (DOS) scheduled to enter the United States through February 2 because their admission is in the national interest and would not pose a risk to the security or welfare of the United States.

Approve _____ Disapprove _____

Background

(SBU) The Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States" (EO) suspends certain aspects of the US Refugee Admissions Program for 120 days, including the entry of refugees. Section 5(e) of the EO provides that "the Secretaries of State and Homeland Security may jointly determine to admit individuals to the United States as refugees on a case-by-case basis, in their discretion, but only so long as the determine that the admission of such refugees is in the nation interest – including...when the person is already in transit and denying admission would cause undue hardship – and it would pose a risk to the security or welfare of the United States."

(SBU) **XXXX** is seeking for you and DOS to determine jointly to admit 872 refugees who are already in transit through February 2. This group does not include nationals from the specific countries restricted in the Executive Order (Iran, Iraq, Libya, Somalia, Sudan, Syria, and Yemen). A list of these individuals has been provided by DOS. Many of these individuals have already been moved from camps or other remote locations to U.S.-run refugee processing hubs in

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

-2-

preparation for departure. Most have sold or relinquished their accommodations, household effects and other belongings; given up employment; and or discontinued schooling for their children. Many have had their residency permits rescinded by their countries of asylum once granted exit permits to imminently depart to the United States and other have been preparing for life in the United States to join U.S. family members who are already here. These individuals are mostly families with children and immediate cancelation of their travel would impose extreme hardship on people who have fled persecution and conflict in order to be resettled in the U.S. Without this humanitarian measure, some refugees could be stuck in limbo or even risk being returned to a country where they would face persecution. As such, each individual in this group is in transit and denying them admission would cause undue hardship.

(SBU) You must also determine jointly with the Secretary of State that the admission of each of these individuals would not pose a risk to the security or welfare of the United States. Refugees under this exemption request have cleared security vetting. All of the information (including biographic and biometric) collected on applicants has been screened against a multitude of USG databases and watch lists, with an emphasis on counterterrorism, but including concerns pertaining to criminality, trafficking of arms, narcotics, and trafficking in persons. Where appropriate, certain aspects of screening were automated, but human intelligence analysts were engaged throughout.

- Prior to the granting of Refugee status, USCIS officers conduct extensive interviews with refugee applicants to develop all relevant issues related to eligibility for refugee resettlement and admissibility to the United States. Refugee applicants are subject to robust security screening protocols to identify potential fraud, criminal or national security issues. All available biographic and biometric information is vetted against a broad array of law enforcement, intelligence community, and other relevant databases to help confirm a refugee applicant's identity, check for any criminal or other derogatory information, and identify information that could inform lines of questioning during the interview. Screening is performed both internally by the departments with the responsibility for adjudication of benefits (DHS and the Department of State) and externally by Intelligence Community and law enforcement partners.
- Prior to departure, the Federal Bureau of Investigation (FBI) will run the full complement of checks against FBI investigative holdings.

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

-3-

- Throughout the travel process, Customs and Border Protection (CBP) National Targeting Center (NTC) traveler vetting checks run against Interpol, USCIS holdings, US-VISIT, Watchlisting Service, NCIC, TECS, ESTA and DOS Visa and U.S. Passport holdings. Additionally, NTC has several classified targeting programs with Intelligence Community (IC) partners that identify matches to previously unknown, analytically significant terrorism information pertaining to inbound travelers through comparison of CBP data with IC information. These programs are able to operate in the unclassified environment through workflows that grant NTC visibility into classified derogatory holdings that are associated to an intending traveler.
- Upon arrival to the port of entry, the refugees will be interviewed by CBP Officers who are specially trained in counterterrorism (CT) response and are responsible for the examination of travelers identified within the Terrorist Screening Database (TSDB), other travelers suspected of having a nexus to terrorism and their associates or co-travelers who arrive to a port of entry. These Port-based Tactical Terrorism Response Teams (TTRT) work closely with analysts at the NTC to exploit information derived from the interview to mitigate any possible threat. TTRT members hold TS/SCI clearance and are immersed in the current and developing threat picture through the continuous review of sensitive and classified information.

(SBU) This exemption must be jointly determined by the Secretaries of State and Homeland Security. We have coordinated with the Department of State and understand that its Secretary is prepared to make this determination for these individuals jointly with you. Because of the nature of travel bookings, this waiver must be issued today or tomorrow to allow such travel.

Attachment:

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

-4-

Approved:

Drafted:

Cleared:

SENSITIVE BUT UNCLASSIFIED

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 3:29 PM
To: Owen, Todd C (AC OFO); HUTTON, JAMES R; HOFFMAN, TODD A
Subject: FW: Inconclusive (b)(7)(E) Sudan
Attachments: 01-29-2017 Inconclusive TSDB LPR and EO 212f.doc

(b)(7)(E)

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 2:45:44 PM
To: (b)(7)(E)
Subject: Inconclusive TSDB LPR - Sudan

XD and Director,

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

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

SENSITIVE SECURITY INFORMATION

Office of Field Operations

(b)(7)(E)

January 29, 2017

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

"WARNING: This record contains Sensitive Security Information that is controlled under 49 CFR parts 15 and 1520. No part of this record may be disclosed to persons without a "need to know," as defined in 49 CFR parts 15 and 1520, except with the written permission of the Administrator of the Transportation Security Administration or the Secretary of Transportation. Unauthorized release may result in civil penalty or other action. For U.S. government agencies, public disclosure is governed by 5 U.S.C. 552 and 49 CFR parts 15 and 1520."

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

"WARNING: This record contains Sensitive Security Information that is controlled under 49 CFR parts 15 and 1520. No part of this record may be disclosed to persons without a "need to know," as defined in 49 CFR parts 15 and 1520, except with the written permission of the Administrator of the Transportation Security Administration or the Secretary of Transportation. Unauthorized release may result in civil penalty or other action. For U.S. government agencies, public disclosure is governed by 5 U.S.C. 552 and 49 CFR parts 15 and 1520."

Message

From: (b)(6), (b)(7)(C)
Sent: 1/30/2017 12:20:57 AM
To: HOFFMAN, TODD A (b)(6), (b)(7)(C)
Subject: FW: Visa Summary for Executive Order for 7 Countries: 10 years of Visa counts associated with the 7 countries

Good stats.

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 7:11:59 PM
To: (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) (b)(7)(E)
Cc: (b)(6), (b)(7)(C)
Subject: Visa Summary for Executive Order for 7 Countries: 10 years of Visa counts associated with the 7 countries

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

Here is the last 10 calendar years of Visas, country of citizenship derived from passport country of issuance. The count presented is unique persons, the actual Visa count will be higher where individuals have multiple Visas.

(b)(7)(E)

(b)(7)(E)

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

(b)(7)(E)

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

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

Sent: Saturday, January 28, 2017 5:36 PM

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

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

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

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

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

(b)(7)(E)

(b)(7)(E)

(b)(7)(E)

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

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

Subject: ESTA Summary for Executive Order for 7 Countries - (1/28) Saturday Afternoon Update

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

Here is a summary of current ESTAs with dual nationality, as expected it only contains folks from the 3 countries that are not covered under the Miller Bill.

(b)(7)(E)

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

Executive Director, Targeting and Analysis Systems Program Directorate

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

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

Sent: Saturday, January 28, 2017 3:30 PM

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

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

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

(b)(7)(E)

(b)(7)(E) **(b)(7)(E)**

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

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

Subject: Final: Count Summary for Executive Order for 7 Countries - (1/28) Saturday Afternoon Update

Saturday, 28th January Estimates

(b)(7)(E)

Sunday, 29th January Estimates

(b)(7)(E)

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

(b)(7)(E)

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

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

Sent: Saturday, January 28, 2017 2:06 AM

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

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

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

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

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

(b)(7)(E)

(b)(7)(E)

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

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

Subject: Final: Count Summary for Executive Order for 7 Countries

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

The following is the summary of counts for the next two days for Travelers that will be vetted and encountered from the 7 countries.

Saturday, January 28

(b)(7)(E)

(b)(7)(E)

Sunday, January 29

(b)(7)(E)

Thank You,

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

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

(b)(7)(E)

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

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 12:49 PM
To: HUTTON, JAMES R; HOFFMAN, TODD A
Subject: FW: Airlines and Temporary Restraining Order
Attachments: US District Court - District of MA Temp Restraining Order.pdf

I am sure you have this already.

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 5:32 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Airlines and Temporary Restraining Order

FYSA....from our PC department.

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 12:13 PM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: FW: Airlines and Temporary Restraining Order

Sirs,

Just sharing this for your information. We received it from Montreal Preclearance but this might affect RCLG off load requests moving forward.

Thank you,

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

(b)(6), (b)(7)(C)
Branch Chief
Preclearance Field Office
1717 H. St
Washington, D.C.

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

(b)(7)(E)

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 11:57 AM
To: ENFORCEMENT PROGRAMS DIVISION <(b)(7)(E)>
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: Airlines and Temporary Restraining Order

As of 10:00am on Monday, January 30, 2017; Montreal Preclearance has had three (3) separate airlines; Air Canada, United, and Porter Airlines inquire about the Temporary Restraining Order to the Executive Order filed in the U.S District Court, District of Massachusetts. They have been informed by passengers attempting to fly to the U.S., immigration attorneys, and from their own internal airline operations that the Temporary Restraining Order would allow individuals who might fall within the purview of the Executive Order to fly to or into the United States.

Attached is a copy of the Temporary Restraining Order that was handed to an airline agent in Montreal by an individual attempting to fly through Montreal to the US. Any questions please feel free to contact me, thank you.

(b)(6), (b)(7)(C)
Port Director (Acting)
Montreal Preclearance
Office of Field Operations
U.S. Customs & Border Protection
Desk: **(b)(6), (b)(7)(C)**
Fax: **(b)(6), (b)(7)(C)**
Mobile: **(b)(6), (b)(7)(C)**

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTSMAZDAK POURABDOLLAH
TOOTKABONI and
ARGHAVAN LOUHGHALAM,

Petitioners,

CIVIL ACTION NO. 17-cv-10154

v.

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

Respondents

TEMPORARY RESTRAINING ORDER

January 29, 2017

BURROUGHS, U.S.D.J.

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

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

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

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

NOW, THEREFORE, IT IS HEREBY ORDERED

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

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

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

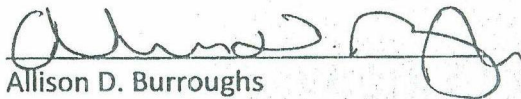
c) to assure compliance with this Order, the United States Marshal for the District of Massachusetts shall be served with this Order and is further directed to take those actions deemed necessary to enforce this Order; and

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

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

The Court shall schedule a hearing prior to the expiration of this Order.

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



Allison D. Burroughs
United States District Judge



Judith Gail Dein
United States Magistrate Judge

January 29, 2017

1/29/2017

LaCIM Mail - traveling to US -- Temporary Restraining Order to ban -- entry to Boston only



(b)(6)

traveling to US -- Temporary Restraining Order to ban -- entry to Boston only

To: (b)(6) Sun, Jan 29, 2017 at 3:13 PM
Cc: (b)(6)

Dear (b)(6)

A federal judge in Massachusetts early this morning entered an order that allows travel to those with legally issued visas or green cards to travel from Iran and 6 other countries identified in the President's executive order to Boston. This is a temporary order and is only good for 7 days. Also, it is important you arrange your travel so you enter the US through Logan airport in BOSTON (do not enter the US at an airport in another US state as the temporary restraining order only applies in Massachusetts). The order instructs the US Customs to notify airlines of the order. However, we cannot guarantee you will not still have issues or questions asked at the airport.

I am attaching to this email a copy of the US District Court issued Temporary Restraining Order. I recommend you print a copy and carry it with you in case you need to show it at the airport when you board your plane or when you enter the US.

If any questions arise, please feel free to contact me by email (b)(6) or by phone (cell: (b)(6))

Please do keep us posted of your plans, your flight information, and when you enter the US or face any challenges so that we can assist as possible. We look forward to hearing from you soon.

Best regards,

(b)(6)

(b)(6)

Associate Dean and Director
International Students Office
Massachusetts Institute of Technology (MIT)
77 Massachusetts Avenue, Building E18-Room 219 (E18-219)
Cambridge, MA 02139
Phone: (b)(6)
Fax: (b)(6)
Email: (b)(6)
<http://web.mit.edu/iso>

New ISO Office Hours: Monday through Friday, 9:00am-4:00pm Eastern Time; Closed Wednesdays from 10:00am-11:30am Eastern Time.

We've Moved!! The ISO has moved to E18-219, located at 50 Ames Street on the second floor. Come visit us in our new location.

From: (b)(6)
Date: Sunday, January 29, 2017 at 12:40 PM
To: (b)(6)
(b)(6)

Subject: Re: Fwd: Update re. Exec. Order. Noon rally, Lobby 7

Dear Mr. (b)(6)

(b)(6)

1/29/2017

LaCIM Mail - traveling to US -- Temporary Restraining Order to ban -- entry to Boston only

with this note, we invite the broader MIT community to join in a show of support for MIT's values.

We will send further updates as necessary.

Sincerely,

(b)(6)

This email has been sent to thomasmc@mit.edu, click here to unsubscribe.

 2017_0129_USDistrictCourt_MA_TemporaryRestrainingOrder_entry_ban.pdf
98K

(b)(6)

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 1:48 PM
To: HOFFMAN, TODD A
Subject: FW: URGENT - EO revocation request from the Acting CBP Commissioner

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 6:44 PM
To: (b)(6), (b)(7)(C)
Subject: FW: URGENT - EO revocation request from the Acting CBP Commissioner

(b)(5)

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 1:43 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: URGENT - EO revocation request from the Acting CBP Commissioner

Sir,

(b)(5)

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

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 1:31 PM
To: (b)(7)(E)
Cc: (b)(6), (b)(7)(C)
Subject: RE: URGENT - EO revocation request from the Acting CBP Commissioner

Looping in (b)(6), (b)(7)(C)

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

SUPERVISOR
RESTON, VIRGINIA

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

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

From: (b)(7)(E)
Sent: Monday, January 30, 2017 1:12 PM
To: (b)(6), (b)(7)(C)
Subject: FW: URGENT - EO revocation request from the Acting CBP Commissioner

FYSA

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

Contractor, Quality Support, Inc.

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

Official
UNCLASSIFIED

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 1:08 PM
To: (b)(6), (b)(6), (b)(7)(C), (b)(6)
Cc: (b)(6), (b)(7)(C), CA-NTCLiaison
Subject: (b)(6), (b)(7)(C) request from the Acting CBP Commissioner

(b)(6)

(b)(5)

(b)(5)

From: (b)(6)
Sent: Monday, January 30, 2017 12:33 PM
To: (b)(6), (b)(7)(C), (b)(6)
Cc: (b)(6), (b)(7)(C), (b)(7)(E)
Subject: RE: URGENT - EO revocation request from the Acting CBP Commissioner

+ (b)(6)

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

Contractor, Quality Support, Inc.

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

Official - SBU
UNCLASSIFIED

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 12:22 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C), (b)(7)(E)
Subject: URGENT - EO revocation request from the Acting CBP Commissioner

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

(b)(5)

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

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

Contractor, Quality Support, Inc.

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

Official
UNCLASSIFIED

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 12:57 PM
To: HOFFMAN, TODD A; HUTTON, JAMES R
Cc: (b)(6), (b)(7)(C)
Subject: FW: (b)(7)(E)
Attachments: Executive Waiver from EO for (b)(6), (b)(7)(C)

(b)(5)

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 12:55:23 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: (b)(7)(E)

XD/DXD,

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

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

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

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 12:26 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: admitting Iraqi general Feb 3
Importance: High

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

(b)(5)

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

**SUPERVISOR
RESTON, VIRGINIA**

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

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

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

From: (b)(6)
Sent: Tuesday, January 31, 2017 12:22 PM
To: (b)(6), (b)(7)(C)
Subject: (b)(7)(E)
Importance: High

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

Official - SBU
UNCLASSIFIED

From: (b)(7)(E)
Sent: Tuesday, January 31, 2017 9:59 AM
To: (b)(7)(E)
Cc: (b)(7)(E)
Subject: (b)(7)(E)
Importance: High

(b)(7)(E)

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

(b)(5), (b)(7)(E) A response at your earliest convenience would be appreciated.

(b)(6)
VISA OFFICE LIAISON TO: (b)(7)(E)
DEPARTMENT OF STATE

(b)(6)

Official - SBU
UNCLASSIFIED

From: (b)(6)
Sent: Sunday, January 29, 2017 5:54 AM
To:
Cc: (b)(6), (b)(7)(C)
Subject: Executive Waiver from EO for (b)(6), (b)(7)(C)
Attachments: (b)(6), (b)(7)(C) Travel Itinerary.pdf; (b)(6), (b)(7)(C) US Travel Document.pdf

Ambassador,

Just came back from meeting with (b)(6), (b)(7)(C)

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

(b)(6)

(b)(6)
Defense and Army Attache – Iraq
U.S. Embassy – Baghdad

(b)(6)

Official
UNCLASSIFIED

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

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

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 2:17 PM
To: (b)(6), (b)(7)(C)
Cc: HOFFMAN, TODD A; HUTTON, JAMES R; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: FW: IMPORTANT: UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA - Case No. CV 17-00786
Attachments: CDCA TRO 1-31-17.pdf

Please see below for documentation.

From: MARTEL, CARLOS C
Sent: Thursday, February 02, 2017 2:14 PM
To: (b)(6), (b)(7)(C)
Subject: FW: IMPORTANT: UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA - Case No. CV 17-00786

(b)(6), (b)(7)(C) 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: MARTEL, CARLOS C
Sent: Thursday, February 02, 2017 10:58 AM
To: HOFFMAN, TODD A (b)(6), (b)(7)(C)
Cc: MURDOCK, JUDSON W (b)(6), (b)(7)(C); HUTTON, JAMES R
 (b)(6), (b)(7)(C)
Subject: FW: IMPORTANT: UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA - Case No. CV 17-00786

XD, See below. PD (b)(6), (b)(7)(C) is also holding at stakeholder meeting with all carriers at 1300 to reiterate the instructions.

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: Thursday, February 02, 2017 10:33 AM
To: (b)(6)
 (b)(6)

(b)(6)

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

Subject: IMPORTANT: UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA - Case No. CV 17-00786

In compliance with the attached court order, CBP informs you there is no impediment to these individuals boarding commercial carriers.

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

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

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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 Plaintiffs,

10 v.

11 UNITED STATES OF AMERICA;
12 UNITED STATES DEPARTMENT
13 OF HOMELAND SECURITY;
14 UNITED STATES CITIZENSHIP
15 AND IMMIGRATION SERVICES;
16 UNITED STATES DEPARTMENT
17 OF STATE;
18 UNITED STATES CUSTOMS AND
19 BORDER PATROL;
20 DONALD J. TRUMP, in his official
21 capacity as President of the United
22 States of America;
23 DANA J. BOENTE, in his official
24 capacity as the Acting Attorney
25 General of the United States;
26 JOHN KELLY, Secretary of the
27 Department of Homeland Security;
28 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.

24 Before the Court is Plaintiffs’ Motion for Temporary Restraining Order And/Or
25 Preliminary Injunctive Relief. (Dkt. No. 3.) Upon consideration of the Complaint (Dkt.
26 No. 1), the Motion, and the supporting declarations (Dkt. Nos. 4, 5), for Good Cause
27 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
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the preliminary injunctive relief sought in the Ex Parte Application for Temporary Restraining Order And/Or Preliminary Injunction should not be granted.

IT IS SO ORDERED.

Dated: January 31, 2017



HONORABLE ANDRÉ BIROTTE JR.
UNITED STATES DISTRICT COURT JUDGE

The White House
Office of the Press Secretary
For Immediate Release
January 27, 2017

EXECUTIVE ORDER: PROTECTING THE NATION FROM FOREIGN TERRORIST ENTRY INTO THE UNITED STATES

EXECUTIVE ORDER

Protecting the Nation from Foreign Terrorist Entry into the United States

By the authority vested in me as President by the Constitution and laws of the United States of America, including the Immigration and Nationality Act (INA), 8 U.S.C. 1101 *et seq.*, and section 301 of title 3, United States Code, and to protect the American people from terrorist attacks by foreign nationals admitted to the United States, it is hereby ordered as follows:

Section 1. Purpose. The visa-issuance process plays a crucial role in detecting individuals with terrorist ties and stopping them from entering the United States. Perhaps in no instance was that more apparent than the terrorist attacks of September 11, 2001, when State Department policy prevented consular officers from properly scrutinizing the visa applications of several of the 19 foreign nationals who went on to murder nearly 3,000 Americans. And while the visa-issuance process was reviewed and amended after the September 11 attacks to better detect would-be terrorists from receiving visas, these measures did not stop attacks by foreign nationals who were admitted to the United States.

Numerous foreign-born individuals have been convicted or implicated in terrorism-related crimes since September 11, 2001, including foreign nationals who entered the United States after receiving visitor, student, or employment visas, or who entered through the United States refugee resettlement program. Deteriorating conditions in certain countries due to war, strife, disaster, and civil unrest increase the likelihood that terrorists will use any means possible to enter the United States. The United States must be vigilant during the visa-issuance process to ensure that those approved for admission do not intend to harm Americans and that they have no ties to terrorism.

In order to protect Americans, the United States must ensure that those admitted to this country do not bear hostile attitudes toward it and its founding principles. The United States cannot, and should not, admit those who do not support the Constitution, or those who would place violent ideologies over American law. In addition, the United States should not admit those who engage in acts of bigotry or hatred (including "honor" killings, other forms of violence against women, or the persecution of those who practice religions different from their own) or those who would oppress Americans of any race, gender, or sexual orientation.

Sec. 2. Policy. It is the policy of the United States to protect its citizens from foreign nationals who intend to commit terrorist attacks in the United States; and to prevent the admission of foreign nationals who intend to exploit United States immigration laws for malevolent purposes.

Sec. 3. Suspension of Issuance of Visas and Other Immigration Benefits to Nationals of Countries of Particular Concern. (a) The Secretary of Homeland Security, in consultation with the Secretary of State and the Director of National Intelligence, shall immediately conduct a review to determine the information needed from any country to adjudicate any visa, admission, or other benefit under the INA (adjudications) in order to determine that the individual seeking the benefit is who the individual claims to be and is not a security or public-safety threat.

(b) The Secretary of Homeland Security, in consultation with the Secretary of State and the Director of National Intelligence, shall submit to the President a report on the results of the review described in subsection (a) of this section, including the Secretary of Homeland Security's determination of the information needed for adjudications and a list of countries that do not provide adequate information, within 30 days of the date of this order. The Secretary of Homeland Security shall provide a copy of the report to the Secretary of State and the Director of National Intelligence.

(c) To temporarily reduce investigative burdens on relevant agencies during the review period described in subsection (a) of this section, to ensure the proper review and maximum utilization of available resources for the screening of foreign nationals, and to ensure that adequate standards are established to prevent infiltration by foreign terrorists or criminals, pursuant to section 212(f) of the INA, 8 U.S.C. 1182(f), I hereby proclaim that the immigrant and nonimmigrant entry into the United States of aliens from countries referred to in section 217(a)(12) of the INA, 8 U.S.C. 1187(a)(12), would be detrimental to the interests of the United States, and I hereby suspend entry into the United States, as immigrants and nonimmigrants, of such persons for 90 days from the date of this order (excluding those foreign nationals traveling on diplomatic visas, North Atlantic Treaty Organization visas, C-2 visas for travel to the United Nations, and G-1, G-2, G-3, and G-4 visas).

(d) Immediately upon receipt of the report described in subsection (b) of this section regarding the information needed for adjudications, the Secretary of State shall request all foreign governments that

do not supply such information to start providing such information regarding their nationals within 60 days of notification.

(e) After the 60-day period described in subsection (d) of this section expires, the Secretary of Homeland Security, in consultation with the Secretary of State, shall submit to the President a list of countries recommended for inclusion on a Presidential proclamation that would prohibit the entry of foreign nationals (excluding those foreign nationals traveling on diplomatic visas, North Atlantic Treaty Organization visas, C-2 visas for travel to the United Nations, and G-1, G-2, G-3, and G-4 visas) from countries that do not provide the information requested pursuant to subsection (d) of this section until compliance occurs.

(f) At any point after submitting the list described in subsection (e) of this section, the Secretary of State or the Secretary of Homeland Security may submit to the President the names of any additional countries recommended for similar treatment.

(g) Notwithstanding a suspension pursuant to subsection (c) of this section or pursuant to a Presidential proclamation described in subsection (e) of this section, the Secretaries of State and Homeland Security may, on a case-by-case basis, and when in the national interest, issue visas or other immigration benefits to nationals of countries for which visas and benefits are otherwise blocked.

(h) The Secretaries of State and Homeland Security shall submit to the President a joint report on the progress in implementing this order within 30 days of the date of this order, a second report within 60 days of the date of this order, a third report within 90 days of the date of this order, and a fourth report within 120 days of the date of this order.

Sec. 4. Implementing Uniform Screening Standards for All Immigration Programs. (a) The Secretary of State, the Secretary of Homeland Security, the Director of National Intelligence, and the Director of the Federal Bureau of Investigation shall implement a program, as part of the adjudication process for immigration benefits, to identify individuals seeking to enter the United States on a fraudulent basis with the intent to cause harm, or who are at risk of causing harm subsequent to their admission. This program will include the development of a uniform screening standard and procedure, such as in-person interviews; a database of identity documents proffered by applicants to ensure that duplicate documents are not used by multiple applicants; amended application forms that include questions aimed at identifying fraudulent answers and malicious intent; a mechanism to ensure that the applicant is who the applicant claims to be; a process to evaluate the applicant's likelihood of becoming a positively contributing member of society and the applicant's ability to make contributions to the national interest; and a mechanism to assess whether or not the applicant has the intent to commit criminal or terrorist acts after entering the United States.

(b) The Secretary of Homeland Security, in conjunction with the Secretary of State, the Director of National Intelligence, and the Director of the Federal Bureau of Investigation, shall submit to the President an initial report on the progress of this directive within 60 days of the date of this order, a second report within 100 days of the date of this order, and a third report within 200 days of the date of this order.

Sec. 5. Realignment of the U.S. Refugee Admissions Program for Fiscal Year 2017. (a) The Secretary of State shall suspend the U.S. Refugee Admissions Program (USRAP) for 120 days. During the 120-day period, the Secretary of State, in conjunction with the Secretary of Homeland Security and in consultation with the Director of National Intelligence, shall review the USRAP application and adjudication process to determine what additional procedures should be taken to ensure that those approved for refugee admission do not pose a threat to the security and welfare of the United States, and shall implement such additional procedures. Refugee applicants who are already in the USRAP process may be admitted upon the initiation and completion of these revised procedures. Upon the date that is 120 days after the date of this order, the Secretary of State shall resume USRAP admissions only for nationals of countries for which the Secretary of State, the Secretary of Homeland Security, and the Director of National Intelligence have jointly determined that such additional procedures are adequate to ensure the security and welfare of the United States.

(b) Upon the resumption of USRAP admissions, the Secretary of State, in consultation with the Secretary of Homeland Security, is further directed to make changes, to the extent permitted by law, to prioritize refugee claims made by individuals on the basis of religious-based persecution, provided that the religion of the individual is a minority religion in the individual's country of nationality. Where necessary and appropriate, the Secretaries of State and Homeland Security shall recommend legislation to the President that would assist with such prioritization.

(c) Pursuant to section 212(f) of the INA, 8 U.S.C. 1182(f), I hereby proclaim that the entry of nationals of Syria as refugees is detrimental to the interests of the United States and thus suspend any such entry until such time as I have determined that sufficient changes have been made to the USRAP to ensure that admission of Syrian refugees is consistent with the national interest.

(d) Pursuant to section 212(f) of the INA, 8 U.S.C. 1182(f), I hereby proclaim that the entry of more than 50,000 refugees in fiscal year 2017 would be detrimental to the interests of the United States, and thus suspend any such entry until such time as I determine that additional admissions would be in the national interest.

(e) Notwithstanding the temporary suspension imposed pursuant to subsection (a) of this section, the Secretaries of State and Homeland Security may jointly determine to admit individuals to the United States as refugees on a case-by-case basis, in their discretion, but only so long as they determine that the admission of such individuals as refugees is in the national interest -- including when the person is

a religious minority in his country of nationality facing religious persecution, when admitting the person would enable the United States to conform its conduct to a preexisting international agreement, or when the person is already in transit and denying admission would cause undue hardship -- and it would not pose a risk to the security or welfare of the United States.

(f) The Secretary of State shall submit to the President an initial report on the progress of the directive in subsection (b) of this section regarding prioritization of claims made by individuals on the basis of religious-based persecution within 100 days of the date of this order and shall submit a second report within 200 days of the date of this order.

(g) It is the policy of the executive branch that, to the extent permitted by law and as practicable, State and local jurisdictions be granted a role in the process of determining the placement or settlement in their jurisdictions of aliens eligible to be admitted to the United States as refugees. To that end, the Secretary of Homeland Security shall examine existing law to determine the extent to which, consistent with applicable law, State and local jurisdictions may have greater involvement in the process of determining the placement or resettlement of refugees in their jurisdictions, and shall devise a proposal to lawfully promote such involvement.

Sec. 6. Rescission of Exercise of Authority Relating to the Terrorism Grounds of Inadmissibility. The Secretaries of State and Homeland Security shall, in consultation with the Attorney General, consider rescinding the exercises of authority in section 212 of the INA, 8 U.S.C. 1182, relating to the terrorism grounds of inadmissibility, as well as any related implementing memoranda.

Sec. 7. Expedited Completion of the Biometric Entry-Exit Tracking System. (a) The Secretary of Homeland Security shall expedite the completion and implementation of a biometric entry-exit tracking system for all travelers to the United States, as recommended by the National Commission on Terrorist Attacks Upon the United States.

(b) The Secretary of Homeland Security shall submit to the President periodic reports on the progress of the directive contained in subsection (a) of this section. The initial report shall be submitted within 100 days of the date of this order, a second report shall be submitted within 200 days of the date of this order, and a third report shall be submitted within 365 days of the date of this order. Further, the Secretary shall submit a report every 180 days thereafter until the system is fully deployed and operational.

Sec. 8. Visa Interview Security. (a) The Secretary of State shall immediately suspend the Visa Interview Waiver Program and ensure compliance with section 222 of the INA, 8 U.S.C. 1222, which requires that all individuals seeking a nonimmigrant visa undergo an in-person interview, subject to specific statutory exceptions.

(b) To the extent permitted by law and subject to the availability of appropriations, the Secretary of State shall immediately expand the Consular Fellows Program, including by substantially increasing the number of Fellows, lengthening or making permanent the period of service, and making language training at the Foreign Service Institute available to Fellows for assignment to posts outside of their area of core linguistic ability, to ensure that non-immigrant visa-interview wait times are not unduly affected.

Sec. 9. Visa Validity Reciprocity. The Secretary of State shall review all nonimmigrant visa reciprocity agreements to ensure that they are, with respect to each visa classification, truly reciprocal insofar as practicable with respect to validity period and fees, as required by sections 221(c) and 281 of the INA, 8 U.S.C. 1201(c) and 1351, and other treatment. If a country does not treat United States nationals seeking nonimmigrant visas in a reciprocal manner, the Secretary of State shall adjust the visa validity period, fee schedule, or other treatment to match the treatment of United States nationals by the foreign country, to the extent practicable.

Sec. 10. Transparency and Data Collection. (a) To be more transparent with the American people, and to more effectively implement policies and practices that serve the national interest, the Secretary of Homeland Security, in consultation with the Attorney General, shall, consistent with applicable law and national security, collect and make publicly available within 180 days, and every 180 days thereafter:

(i) information regarding the number of foreign nationals in the United States who have been charged with terrorism-related offenses while in the United States; convicted of terrorism-related offenses while in the United States; or removed from the United States based on terrorism-related activity, affiliation, or material support to a terrorism-related organization, or any other national security reasons since the date of this order or the last reporting period, whichever is later;

(ii) information regarding the number of foreign nationals in the United States who have been radicalized after entry into the United States and engaged in terrorism-related acts, or who have provided material support to terrorism-related organizations in countries that pose a threat to the United States, since the date of this order or the last reporting period, whichever is later; and

(iii) information regarding the number and types of acts of gender-based violence against women, including honor killings, in the United States by foreign nationals, since the date of this order or the last reporting period, whichever is later; and

(iv) any other information relevant to public safety and security as determined by the Secretary of Homeland Security and the Attorney General, including information on the immigration status of foreign nationals charged with major offenses.

(b) The Secretary of State shall, within one year of the date of this order, provide a report on the estimated long-term costs of the USRAP at the Federal, State, and local levels.

Sec. 11. General Provisions. (a) Nothing in this order shall be construed to impair or otherwise affect:

- (i) the authority granted by law to an executive department or agency, or the head thereof; or
- (ii) the functions of the Director of the Office of Management and Budget relating to budgetary, administrative, or legislative proposals.

(b) This order shall be implemented consistent with applicable law and subject to the availability of appropriations.

(c) This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

DONALD J. TRUMP

From: (b)(6), (b)(7)(C)
Sent: Saturday, February 04, 2017 5:18 PM
To: HOFFMAN, TODD A
Cc: (b)(6), (b)(7)(C)
Subject: FW: Mohammed CDCA
Attachments: CDCA TRO 1-31-17.pdf

From: (b)(6), (b)(7)(C)
Sent: Saturday, February 04, 2017 4:53:53 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Mohammed CDCA

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

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

* * * * *

(b)(5)

(b)(5)

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

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

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

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

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 6:42 PM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: RE: Mohammed CDCA

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

Actually if you can send it to (b)(6), (b)(7)(C) that is probably easier.

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 6:35:14 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Mohammed CDCA

I think once you see the email from (b)(6), (b)(7)(C) it will take you 15 minutes to do this. And if you get it done tonight, perhaps send to the CAT for official OFO clearance? Thanks again.

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 6:31:09 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Mohammed CDCA

Ok I'll shoot to put something together tonight after the kids go down. If you could send what you got, that would be great -- I think all I have is the email from the DFO to carriers.

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 6:22:06 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Mohammed CDCA

(b)(6), (b)(7)(C) I'll forward you what I have from (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 6:19:15 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: Mohammed CDCA

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

And if this email doesn't make complete sense just give me a call. Short and sweet. Thanks as always.

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

CBP Associate Chief Counsel (Enforcement and Operations)

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

** Attorney Work Product / Attorney-Client Privileged **

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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 Plaintiffs,

10 v.

11 UNITED STATES OF AMERICA;
12 UNITED STATES DEPARTMENT
13 OF HOMELAND SECURITY;
14 UNITED STATES CITIZENSHIP
15 AND IMMIGRATION SERVICES;
16 UNITED STATES DEPARTMENT
17 OF STATE;
18 UNITED STATES CUSTOMS AND
19 BORDER PATROL;
20 DONALD J. TRUMP, in his official
21 capacity as President of the United
22 States of America;
23 DANA J. BOENTE, in his official
24 capacity as the Acting Attorney
25 General of the United States;
26 JOHN KELLY, Secretary of the
27 Department of Homeland Security;
28 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.

24 Before the Court is Plaintiffs’ Motion for Temporary Restraining Order And/Or
25 Preliminary Injunctive Relief. (Dkt. No. 3.) Upon consideration of the Complaint (Dkt.
26 No. 1), the Motion, and the supporting declarations (Dkt. Nos. 4, 5), for Good Cause
27 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
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the preliminary injunctive relief sought in the Ex Parte Application for Temporary Restraining Order And/Or Preliminary Injunction should not be granted.

IT IS SO ORDERED.

Dated: January 31, 2017



HONORABLE ANDRÉ BIROTTE JR.
UNITED STATES DISTRICT COURT JUDGE

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 9:44 AM
To: HOFFMAN, TODD A; HUTTON, JAMES R; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C); IAP PM GML; (b)(6), (b)(7)(C)
Subject: Significant Event Lufthansa Airlines flight #LH422 // FRA to BOS
Attachments: IAP FRA Boarding Offload EO.docx
Importance: High

Please see attached compiled information on passengers boarded by Lufthansa Airlines (b)(7)(E)
 (b)(7)(E)

(b)(6), (b)(7)(C)
 Branch Chief
 U.S. Customs and Border Protection
 Office of Field Operations
 Immigration Advisory Program/Joint Security Program

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

Significant Event IAP FRA

- [REDACTED] (b)(6), (b)(7)(C) for Lufthansa Airlines(LH) flight #LH422 from Frankfurt, Germany (FRA) to Boston, Massachusetts (BOS).
- [REDACTED] (b)(7)(E)
- [REDACTED] (b)(7)(E) however, LH stated they had been advised from the US to board EO nationals with valid visas on all Boston bound flights until February 5, 2017.
- LH agents at the gate would not identify the source of the information/guidance they received.
- All subjects were confirmed on board by LH, [REDACTED] (b)(7)(E) [REDACTED] (b)(7)(E)
- Following the flight departure, TL [REDACTED] (b)(6), (b)(7)(C) met with Lufthansa Corporate Security staff to discuss compliance of the Executive Order.
- Lufthansa Airlines Corporate Security stated they received guidance from their legal department stating due to legal challenges presented in federal court in Massachusetts, all passengers, falling under the Executive Order who are travelling to Boston, Massachusetts, will be accepted until February 5, 2017.
- Lufthansa Airlines Corporate Security in Frankfurt stated that they will hold a conference this evening to discuss the policy moving forward.
- Lufthansa Airlines Corporate Security stated that the result of the passengers' arrival in Boston as well as further legal developments will significantly impact the airlines boarding policy.

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

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

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

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

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

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 9:55 PM
To: HOFFMAN, TODD A
Subject: FW: NICCL Advisory - FACT SHEET: Protecting the Nation from Foreign Terrorist Entry to the United States

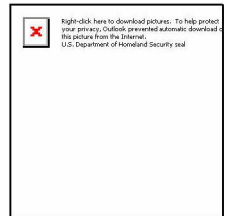
2 of 2.
Congrats/condolences on your new role.

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

From: FRIEL, MICHAEL J
Sent: Sunday, January 29, 2017 9:02:05 PM
To: LOWRY, KIM M; (b)(6), (b)(7)(C); (b)(6), (b)(7)(C)
Cc: FLANAGAN, PATRICK S
Subject: FW: NICCL Advisory - FACT SHEET: Protecting the Nation from Foreign Terrorist Entry to the United States

See the attached.

From: NATIONAL JIC
Sent: Sunday, January 29, 2017 8:52:43 PM
To: NATIONAL JIC
Subject: NICCL Advisory - FACT SHEET: Protecting the Nation from Foreign Terrorist Entry to the United States



Press Office
U.S. Department of Homeland Security

Press Release

January 29, 2017
Contact: DHS Press Office, 202-282-8010

FACT SHEET: Protecting the Nation from Foreign Terrorist Entry to the United States

WASHINGTON - The executive order signed on January 27, 2017, allows for the proper review and establishment of standards to prevent terrorist or criminal infiltration by foreign nationals. The United States has the world's most generous immigration system, yet it has been repeatedly exploited by terrorists and other malicious actors who seek to do us harm. In order to ensure that the United States government can conduct a thorough and comprehensive analysis of the national security risks posed from our immigration system, it imposes a 90-day suspension on entry to the United States of nationals of certain designated countries—countries that were designated by Congress and the Obama Administration as posing national security risks in the Visa Waiver Program.

In order to protect Americans, and to advance the national interest, the United States must ensure that those entering this country will not harm the American people subsequent to their entry, and that they do not bear malicious intent toward the United States and its people. The executive order protects the United States from countries compromised by terrorism and ensures a more rigorous vetting process. This Executive Order ensures that we have a functional immigration system that safeguards our national security.

This executive order, as well as the two issued earlier in the week, provide the Department with additional resources, tools and personnel to carry out the critical work of securing our borders, enforcing the immigration laws of our nation, and ensuring that individuals who pose a threat to national security or public safety cannot enter or remain in our country. Protecting the American people is the highest priority of our government and this Department.

The Department of Homeland Security will faithfully execute the immigration laws and the President's executive order, and we will treat all of those we encounter humanely and with professionalism.

Authorities

The Congress provided the president of the United States, in section 212(f) of the Immigration and Nationality Act (INA), with the authority to suspend the entry of any class of aliens the president deems detrimental to the national interest. This authority has been exercised by nearly every president since President Carter, and has been a component of immigration laws since the enactment of the INA in 1952.

Actions

For the next 90 days, nearly all travelers, except U.S. citizens, traveling from Iraq, Syria, Sudan, Iran, Somalia, Libya, and Yemen will be temporarily suspended from entry to the United States. The 90 day period will allow for proper review and establishment of standards to prevent terrorist or criminal infiltration by foreign nationals.

Importantly, however, lawful permanent residents of the United States traveling on a valid I-551 will be allowed to board U.S. bound aircraft and will be assessed for exceptions at arrival ports of entry, as appropriate. The entry of these individuals, subject to national security checks, is in the national interest. Therefore, we expect swift entry for these individuals.

In the first 30 days, DHS will perform a global country-by-country review of the information each country provides when their citizens apply for a U.S. visa or immigration benefit. Countries will then have 60 days to comply with any requests from the U.S. government to update or improve the quality of the information they provide.

DHS and the Department of State have the authority, on a case-by-case basis, to issue visas or allow the entry of nationals of these countries into the United States when it serves the national interest. These seven countries were designated by Congress and the Obama Administration as posing a significant enough security risk to warrant additional scrutiny in the visa waiver context.

The Refugee Admissions Program will be temporarily suspended for the next 120 days while DHS and interagency partners review screening procedures to ensure refugees admitted in the future do not pose a security risk to citizens of the United States.

The executive order does not prohibit entry of, or visa issuance to, travelers with diplomatic visas, North Atlantic Treaty Organization visas, C-2 visas for travel to the United Nations, and G-1, G-2, G-3, and G-4 visas.

The Department of Homeland Security along with the Department of State, the Office of the Director of National Intelligence, and the Federal Bureau of Investigation will develop uniform screening standards for all immigration programs government-wide.

Upon resumption of the U.S. Refugee Admissions Program, refugee admissions to the United States will not exceed 50,000 for fiscal year 2017.

The Secretary of Homeland Security will expedite the completion and implementation of a biometric entry-exit tracking system of all travelers into the United States.

Federal Government

As part of a broader set of government actions, the Secretary of State will review all nonimmigrant visa reciprocity agreements to ensure that they are, with respect to each visa classification, truly reciprocal.

The Department of State will suspend the Visa Interview Waiver Program and ensure all individuals seeking nonimmigrant visas undergo an in-person interview.

Transparency

The Department of Homeland Security, in order to be more transparent with the American people, and to more effectively implement policies and practices that serve the national interest will make information available to the public every 180 days. In coordination with the Department of Justice, DHS will provide information regarding the number of foreign nationals charged with terrorism-related offense or gender-based violence against women while in the United States.

###

[Unsubscribe](#)

Office of Public Affairs · 202-282-8010 · mediainquiry@hq.dhs.gov



U.S. Department of Homeland Security · Washington, DC 20016

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 9:55 PM
To: MCALEENAN, KEVIN K; WAGNER, JOHN P; (b)(6), (b)(7)(C); FLANAGAN, PATRICK S;
Cc: (b)(6), (b)(7)(C)
Subject: RE: FINAL SIGNED EO FOR ACTION

(b)(5)

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

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

From: MCALEENAN, KEVIN K
Sent: Friday, January 27, 2017 9:46 PM
To: (b)(6), (b)(7)(C); WAGNER, JOHN P; (b)(6), (b)(7)(C); (b)(6), (b)(7)(C); FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C); (b)(6), (b)(7)(C); HUTTON, JAMES R; (b)(6), (b)(7)(C); HOFFMAN, TODD A; (b)(6), (b)(7)(C)
Subject: RE: FINAL SIGNED EO FOR ACTION

(b)(5)

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 9:26:44 PM
To: MCALEENAN, KEVIN K; WAGNER, JOHN P; (b)(6), (b)(7)(C); FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)

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

Cc: (b)(6), (b)(7)(C) HUTTON, JAMES R;
HOFFMAN, TODD A
Subject: RE: FINAL SIGNED EO FOR ACTION

(b)(5)

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

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

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

From: MCALEENAN, KEVIN K
Sent: Friday, January 27, 2017 8:45 PM

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

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

Subject: RE: FINAL SIGNED EO FOR ACTION

(b)(5)

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 8:19:22 PM
To: MCALEENAN, KEVIN K; WAGNER, JOHN P; (b)(6), (b)(7)(C); FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: FINAL SIGNED EO FOR ACTION

(b)(5)

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

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

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

From: MCALEENAN, KEVIN K
Sent: Friday, January 27, 2017 7:55 PM

To: (b)(6), (b)(7)(C); WAGNER, JOHN P (b)(6); (b)(6), (b)(7)(C);
(b)(6), (b)(7)(C); FLANAGAN, PATRICK S (b)(6), (b)(7)(C)

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

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

Subject: RE: FINAL SIGNED EO FOR ACTION

(b)(5)

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 7:48:11 PM
To: MCALEENAN, KEVIN K; WAGNER, JOHN P; (b)(6), (b)(7)(C); FLANAGAN, PATRICK S; (b)(6), (b)(7)(C);
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: FINAL SIGNED EO FOR ACTION

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

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

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

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

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

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

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

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

To: MCALEENAN, KEVIN K (b)(6), (b)(7)(C) 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: RE: FINAL SIGNED EO FOR ACTION

(b)(5)

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

CBP Associate Chief Counsel (Enforcement and Operations)

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

** Attorney Work Product / Attorney-Client Privileged **

From: MCALEENAN, KEVIN K

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

To: WAGNER, JOHN P

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

FLANAGAN, PATRICK S

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

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

Subject: FINAL SIGNED EO FOR ACTION

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 10:38 PM
To: HUTTON, JAMES R; MCALEENAN, KEVIN K; WAGNER, JOHN P; (b)(6), (b)(7)(C);
 FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: FINAL SIGNED EO FOR ACTION

(b)(5)

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

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

-----Original Message-----

From: HUTTON, JAMES R
Sent: Friday, January 27, 2017 10:24 PM
To: (b)(6), (b)(7)(C); MCALEENAN, KEVIN K; (b)(6), (b)(7)(C);
 WAGNER, JOHN P; (b)(6), (b)(7)(C); FLANAGAN,
 PATRICK S; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C); (b)(6), (b)(7)(C); HOFFMAN,
 TODD A; (b)(6), (b)(7)(C)
Subject: RE: FINAL SIGNED EO FOR ACTION

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

(b)(5)

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 9:26:44 PM
To: MCALEENAN, KEVIN K; WAGNER, JOHN P; (b)(6), (b)(7)(C); FLANAGAN, PATRICK S; (b)(6), (b)(7)(C);
 (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C); HUTTON, JAMES R;
 HOFFMAN, TODD A
Subject: RE: FINAL SIGNED EO FOR ACTION

Sir,

(b)(5)

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

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

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

From: MCALEENAN, KEVIN K
Sent: Friday, January 27, 2017 8:45 PM

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

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

Subject: RE: FINAL SIGNED EO FOR ACTION

(b)(5)

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 8:19:22 PM
To: MCALEENAN, KEVIN K; WAGNER, JOHN P; (b)(6), (b)(7)(C); FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)

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

Cc: (b)(6), (b)(7)(C)
Subject: RE: FINAL SIGNED EO FOR ACTION

(b)(5)

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

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

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

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

From: MCALEENAN, KEVIN K

Sent: Friday, January 27, 2017 7:55 PM

To: (b)(6), (b)(7)(C) WAGNER, JOHN P

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

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

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

Subject: RE: FINAL SIGNED EO FOR ACTION

(b)(5)

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

Sent: Friday, January 27, 2017 7:48:11 PM

To: MCALEENAN, KEVIN K; WAGNER, JOHN P; (b)(6), (b)(7)(C); FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)

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

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

Subject: RE: FINAL SIGNED EO FOR ACTION

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

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

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

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

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

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

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 6:50 PM
To: MCALEENAN, KEVIN K

(b)(6)

WAGNER,

JOHN P

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

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

FLANAGAN, PATRICK S

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

Subject: RE: FINAL SIGNED EO FOR ACTION

(b)(5)

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

CBP Associate Chief Counsel (Enforcement and Operations) T.

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

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

** Attorney Work Product / Attorney-Client Privileged **

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)

Subject: FINAL SIGNED EO FOR ACTION

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 3:09 PM
To: FRIEL, MICHAEL J; MCALEENAN, KEVIN K; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) WAGNER, JOHN P; Owen, Todd C (AC OFO); (b)(6), (b)(7)(C)
 FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)
 HUTTON, JAMES R; HOFFMAN, TODD A; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: RE: POTUS Executive Order - Communication
Attachments: (b)(6), (b)(7)(C)

(b)(5)

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

From: FRIEL, MICHAEL J
Sent: Saturday, January 28, 2017 2:49 PM
To: MCALEENAN, KEVIN K; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C); WAGNER, JOHN P; (b)(6), (b)(7)(C); Owen, Todd C (AC OFO)
 (b)(6), (b)(7)(C); FLANAGAN, PATRICK S
 (b)(6), (b)(7)(C); ALLES, RANDOLPH D; (b)(6), (b)(7)(C); LOWRY, KIM M
 (b)(6), (b)(7)(C); HUTTON, JAMES R
 (b)(6), (b)(7)(C); HOFFMAN, TODD A; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: RE: POTUS Executive Order - Communication

Just CBP...

Attached is the draft DHS statement for review.

Will stand by for any feedback via track changes.

R/S

Mike

From: MCALEENAN, KEVIN K
Sent: Saturday, January 28, 2017 2:35 PM
To: FRIEL, MICHAEL J; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C); (b)(6), (b)(7)(C)
 WAGNER, JOHN P; (b)(6), (b)(7)(C); Owen, Todd C (AC OFO); (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) LOWRY, KIM M (b)(6), (b)(7)(C) (b)(6)
 (b)(6) (b)(6), (b)(7)(C) Christensen, Gillian
 (b)(6) HUTTON, JAMES R (b)(6), (b)(7)(C) HOFFMAN, TODD A
 (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) (b)(6)
 (b)(6) Burriesci, Kelli
 (b)(6)

Subject: RE: POTUS Executive Order - Communication

Team,
How are we doing on these? Specifically 1 and 2. Standing by to review. Is looking for these ASAP.
KM

From: FRIEL, MICHAEL J
Sent: Saturday, January 28, 2017 12:45 PM

(b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) WAGNER, JOHN P
 (b)(6), (b)(7)(C) Owen, Todd C (AC OFO) (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) ; FLANAGAN, PATRICK S (b)(6), (b)(7)(C) MCALEENAN, KEVIN K
 (b)(6), (b)(7)(C) ALLES, RANDOLPH D (b)(6), (b)(7)(C) LOWRY, KIM M
 (b)(6), (b)(7)(C) (b)(6) (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) Christensen, Gillian (b)(6) HUTTON, JAMES R
 (b)(6), (b)(7)(C) HOFFMAN, TODD A (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6) Burriesci, Kelli (b)(6)
 (b)(6)

Subject: POTUS Executive Order - Communication

Thank you for joining the call.

Per the Deputy Commissioner, below are the assigned tasks for today.

1. FAQ and Talking Points (b)(6), (b)(7)(C) --DHS OPA will provide cleared FAQ and talking points to coordinate DHS wide communications on the EO. All Components will contribute as appropriate. DUE: 1/28 Afternoon.
2. CBP Operational Statement (b)(6), (b)(7)(C) --CBP OPA will draft operational statement providing high level overview of operational impacts, including number of individuals impacted and the waiver process, to be published online. DUE: 1/28 Afternoon.
3. Roll-up of Congressional and Media Inquiries (b)(6), (b)(7)(C) Offices will consolidate listing of media and Congressional inquiries on the implementation of the EOs. DHS OPA and OLA will forward the consolidated inquiries to the DHS Front Office for direction on engagements. Due: 1/28 Afternoon.
4. Background Call with Media (b)(6), (b)(7)(C) Upon receipt of cleared talking points, DHS OPA will coordinate call for the Commissioner of CBP to provide, on background, overview of the implementation of the EOs. Due 1/28 Afternoon.

R/S

Michael Friel
Assistant Commissioner (Acting)
Office of Public Affairs
U.S. Customs and Border Protection

(b)(5)