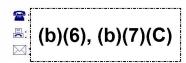
(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

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

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

J. Ryan Hutton Deputy Executive Director Admissibility and Passenger Programs

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





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From: Owen, Todd C (AC OFO)

Sent: Saturday, January 28, 2017 1:13 PM

To: HUTTON, JAMES R

Cc: HOFFMAN, TODD A; PEREZ, ROBERT E; (b)(6), (b)(7)(C)

MURDOCK, JUDSON W

Subject: RE: Waiver Request for 212(1) in re (b)(6), (b)(7)(c) (f/n) (b)(6), (b)(7)(c)

Waiver granted by C1, 1312 hours.

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

From: HUTTON, JAMES R

Sent: Saturday, January 28, 2017 5:56:22 PM

To: Owen, Todd C (AC OFO)

Cc: HOFFMAN, TODD A; PEREZ, ROBERT E; (b)(6), (b)(7)(C) MURDOCK, JUDSON W

Subject: Waiver Request for 212(1) in re (b)(6), (b)(7)(c) (f/n) (b)(6), (b)(7)(c)

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

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

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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

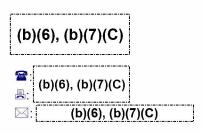
(b)(6), (b)(7)(C)

[cid:image001.png@01D00E30.B35BEEB0]

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From:	HUTTON, JAMES R	
Sent:	Saturday, January 28, 2017 7:37 PM	
To:	,	(b)(6), (b)(7)(C)
10.	(b)(6), (b)(7)(C)	(3)(0), (3)(1)(0)
Cc:	HOFFMAN, TODD A; MURDOCK, JUDSON W;	(b)(6) (b)(7)(C) PEREZ ROBERT F
CC.	(b)(6), (b)(7)(C)	(b)(b), (b)(1)(b)
Subject:	EO 212(f) Waiver for (b)(6), (b)(7)(C) (f/n) (b)(6), (b)(7)(C)	AIN(OD)
Subject.	LO 212(1) Walver 101 ((D)(0), (D)(7)(0) ((1)/11) (IIIII. IIIIIIII)	inory
Importance	Liah	
Importance:	High	u
OCC		
OCC		
Diagrama halana a maina magu	(b)(5) (b)(6) (b)(7)	(C) (b)(7)(E)
Please see below a waiver requ	est i (b)(5), (b)(6), (b)(7)	(C), (b)(1)(L)
/la\/ / \/ /la	\(\C\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	/L-\/ ¬ \/ 厂 \
(D)(5)_(D)(6), (b)(7)(C) _:	(D)(/)(E)
(2)(3), (2	/(U /, (U /, /(U /;	, \~ <i>)</i> \ /\—/
		i i

J. Ryan Hutton Deputy Executive Director Admissibility and Passenger Programs





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

Sent: Saturday, January 28, 2017 9:09 PM

To: SSM OFO- MANAGERS

Subject: FW: Update: Reporting Guidance for Actions Taken Related to Executive Order:

Protecting the Nation from Foreign Terrorist Entry Into the United States

Attachments: 20170127 Executive Order Reporting.pdf; 20170127 Executive Order Reporting

attachment Update.xlsx

All,

Updated reporting requirements.

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

Port Director
Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

W:

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

From: PERRY, CHRISTOPHER M

Sent: Saturday, January 28, 2017 7:23:08 PM

To: (b)(6), (b)(7)(C) Detroit Field Office WC; (b)(6), (b)(7)(C)

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

Subject: FW: Update: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from

Foreign Terrorist Entry Into the United States

Please see updated reporting spreadsheet to be used starting immediately. We are now reporting BOTH the cumulative and for the individual reporting period We are still reporting the 3 time periods. Don't pay attention to the times in the memo as this was the original memo.

Calls related to public affairs, questions about policy guidance, and Congressional inquiries should be routed to the FO. We will handle.

Thanks,

Thanks,

Chris

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

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

Sent: Saturday, January 28, 2017 6:59:39 PM

To: OFO-FIELD LIAISON; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS;

TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS

Cc: (b)(6), (b)(7)(C) MURDOCK, JUDSON W;

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

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

Directors,

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

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

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

Branch Chief

U.S. Customs and Border Protection

Office of Field Operations

Field Liaison Division

Desk:

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

Fax:



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IO: DIRECTO			PS@cbp.dhs.gov>; EXECUTIVE DIRECTORS RDER SECURITY ASST DIRECTORS	S HQ
<u> </u> 	(b)(7)(E)		TRADE OPERATIONS ASST DIRECTOR	RS
	(b)(7)	(E)	>; MISSION SUPPORT ASST DIRECTO	
Cc:	(b)(6	6), (b)(7)(C)	OFO-FIELD LIAISON	(b)(7)(E)
MIIBDOCK	JUDSON W		(b)(6), (b)(7)(C) (b)(6), (b)(7)(C)	
WONDOCK,	JODSON W 1	/h\		
			(6), (b)(7)(C)	
		for Actions Taken	Related to Executive Order: Protecting the	he Nation from Foreign Terrorist
Entry Into t	he United States			
MEMORA	NDUM FOR:	Directors, Fie	eld Operations	
		Director, Pre-		
EDOM.		(b)(c) (b)((7)(C)	
FROM:		(b)(6), (b)(utive Director, Operations (Acting)	
			ld Operations	
SUBJECT	:		uidance for Actions Taken Related to E	S
		ine Nation fr	om Foreign Terrorist Entry Into the U	nnea States
On January	y 27, 2017, Presi	dent Donald Tru	imp issued Executive Order: Protection	ng the Nation from Foreign
			the policy of the United States to prot	
			tacks in the United States; and to preve	_
iationais v	vno intend to exp	pioit United Stat	es immigration laws for malevolent pu	irposes.
As we pus	h forward in our	efforts to protec	et our Nation, OFO Operations will req	quire daily reporting on our
			Reporting will include encounters in	
	•		the U.S. from the seven (7) countries	`
			iteria outlined in the Executive Order a	and the instructions issued to
ie neid by	y Admissionity a	and Passenger Pr	ograms.	
Jsing the a	attached spreads	heet, data should	d be captured daily for the 24-hour time	e period beginning at 0300
			By 0500 hours (EST) daily, each Field	
			FO Field Liaison (b)(7)	(E) Reports
		ne attached Micrenior CBP and D	rosoft Excel template document. Field	Liaison will consolidate these
cports mix	o a illiai report s		oris readership.	
f you have	e any questions i	egarding to repo	orting, please contact the Field Liaison	Division, at (b)(7)(E)
(7)(E) For	questions pertai	ning to the imple	ementation of the new policy, please co	
Executive	Director, Admis	sibility and Pass	enger Programs at (b)(6), (b)(7)(C)	

1300 Pennsylvania Avenue NW Washington, DC 20229



January 28, 2017

MEMORANDUM FOR:

Directors, Field Operations

Director, Pre-Clearance

FROM:

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

Deputy Executive Director, Operations (Acting)

Office of Field Operations

SUBJECT:

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

the United States

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. 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) 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)

Executive Order Tracking Field Office:

Cumulative Total

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

Executive Order Tracking Field Office:

Reporting Period Total

Reporting Period:

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

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

Sent: Monday, January 30, 2017 10:52 AM

To: SSM OFO- MANAGERS

Subject: FW: Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry

into the United States

Attachments: Executive Order - Protecting the Nation from Foreign Terrorist Entry into the United

States.pdf

All,

Below and attached are a clarification/update to processing individuals who arrive at the POE and fall under the EO. Please ensure you read and are familiar with these procedures. As stated before, anytime we have an alien who falls within the EO I need to be called. No exceptions.

I know there has been a ton of info over the weekend. We all have to be up to speed on this stuff and be prepared to act. Please ensure you are well aware of the processing requirements and that our troops have been mustered and are following the EO. Everyone is watching. Let's not be the port that lets one in.

Let me know your questions.

Thanks

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

Port Director

Office of Field Operations

U.S. Customs and Border Protection

Sault Ste. Marie, MI 49783

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

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

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

Sent: Monday, January 30, 2017 10:30 AM

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

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

Cc: PERRY, CHRISTOPHER M (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)	Detroit Field Office WC
(b)(7)(E)	
Subject: FW: Guidance on Executive Order "Protecting the Nat	on from Foreign Terrorist Entry into the United States
PD's	
	,
As we move forward with the execution of the Executive Order	, there may become situations when (b)(7)(E)
(b)(7)(E)	In these cases, trained (b)(7)(E)
(b)(7)(E)	If you have any questions please let me know. Thanks
(b)(6), (b)(7)(C)	
Supervisory Program Manager	
Detroit Field Office	
(b)(6), (b)(7)(C)	
\	
From: HOFFMAN, TODD A	
Sent: Saturday, January 28, 2017 1:06:41 AM	
To: DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BOR	
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P; HUTTON, JAN	IES R; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)	
Subject: Guidance on Executive Order "Protecting the Nation f	rom Foreign Terrorist Entry into the United States

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman

Executive Director

Admissibility and Passenger Programs

Office of Field Operations

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

the United States"

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

The Department to State has provided CBP with a letter provisionally revoking all immigrant and non-immigrant visas for nationals of Iran, Iran, Libya, Somalia, Sudan, and Yemen. Revocations may not yet be annotated in the system.
Wherever possible, (b)(7)(E) will coordinate the denial of boarding through (b)(7)(E) locations, and (b)(7)(E)
Should aliens, subject to the Executive Order, arrive at the port of entry, CBP officers are instructed to take the following actions:
 Applicants bearing Non-Immigrant Visas and First Time Arriving Immigrants: All case processing will be recorded in
Returning Residents, (1) Lawful Permanent Residents should be referred for by (b)(7)(E) and held at the port of entry until an exemption to the Executive Order is granted. The authority to grant an exemption has bee delegated to the Commissioner of CBP, and further delegated to Directors of Field Operations and SES Port Directors. Once an exemption has been granted results of (b)(7)(E) should be notated in (b)(7)(E) with the following language: Individual is subject to Presidential Executive Order and barred from entry pursuant to 212(f) of the INA but has been granted an exemption per (insert DFO/SES PD).
Refugees, Asylees, Unaccompanied Children, and subjects returning to the US with Advanced Parole: (1) Aliens from the above group who are prevented from entry solely as a result of the Executive Order, should be referred for
Individuals who fall within any of the above may not be paroled, which includes port parole and deferred inspection. To the extent that there is an emergent medical issue related to an alien who falls within the Executive Order, CBP officers must accompany the alien for any medical care.
 Returning aliens ineligible who withdraw their application for admission: (1) Aliens arriving via air or sea: Commercial carriers are required to remove foreign aliens found ineligible for entry under this order pursuant to 241(c)(1) of the INA. (2) Aliens arriving via land will be returned per current established procedures with the contiguous country.
Please ensure that this memorandum and attached muster are disseminated to all ports of entry within your jurisdiction. If you have any questions or require additional information, please contact (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) (A) Director, Enforcement Programs Division, at (b)(6), (b)(7)(C)
3

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

1300 Pennsylvania Avenue NW Washington, DC 20229



JAN 2 8 2017

Memorandum For:	Directors, Field Oper	rations						
From:	Executive Director Admissibility and Pa							
Subject:		uidance on Executive Order "Protecting the Nation from Foreign errorist Entry into the United States"						
Foreign Terrorist Ent States for aliens who a hereby suspended in a immigrant classificati visas, NATO visas, C also includes all immi The Department to St and non-immigrant vi	are nationals from Iran accordance with Sections, with the exception 2 visas for travel to the igrant classes of admistate has provided CBP	ceutive Order entitled, "Protecting thes" (January 27, 2017), all entry into an, Iraq, Libya, Somalia, Sudan, Syrion 212(f) of the INA. This includes on of those foreign nationals traveling the United Nations, G1, G2, G-3, and assion, returning resident aliens refugant, Iran, Libya, Somalia, Sudan, and e system.	to the United a and Yemen is s all non- ig on diplomatic G-4 visas. This gees and asylees. s all immigrant					
Wherever possible, (t)(7)(E) will coordinate	the denial of boarding through locations, and (b)(7)(E)	(b)(7)(E)					
(b)(7)(E)	/)(E)	locations, and (b)(7)(E)						
Should aliens, subject instructed to take the		er, arrive at the port of entry, CBP o	officers are					
Applicants bearing No.	on-Immigrant Visas at	nd First Time Arriving Immigrants:						
(b)(7)(E) syst (2) Subjects will b without a swo		~						

(3) Should the alien decline to withdraw their application for admission, the alien will be placed in Expedited Removal in accordance with standard operating procedures.(4) Aliens claiming fear of return will be referred to an asylum officer, and processed for

Expedited Removal/Credible Fear (ERF). Aliens processed under ERF procedures will

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

Returning Residents, (1) Lawful Permanent Residents should be referred for (b)(7)(E) and held at
(1) Lawful Permanent Residents should be referred for (b)(7)(E) and held at the port of entry until an exemption to the Executive Order is granted. The authority to
grant an exemption has been delegated to the Commissioner of CBP, and further
delegated to Directors of Field Operations and SES Port Directors. Once an exemption
has been granted results of (b)(7)(E) should be notated in (b)(7)(E) with the
following language: Individual is subject to Presidential Executive Order and barred
from entry pursuant to 212(f) of the INA but has been granted an exemption per (insert
DFO/SES PD).
D.C. and A. J. H. H. Aller and J. Children and J. Library and J. L
Refugees, Asylees, Unaccompanied Children, and subjects returning to the US with Advanced Parole:
(1) Aliens from the above group who are prevented from entry solely as a result of the
Executive Order, should be referred for (b)(7)(E) and held at the port of
entry until such time as an exemption to the Executive Order can be obtained. This
exemption falls to the Secretary of State and Secretary of Homeland Security. Further
guidance will be forthcoming on processing these exemptions.
Individuals who fall within any of the above may not be paroled, which includes port parole and
deferred inspection. To the extent that there is an emergent medical issue related to an alien who
falls within the Executive Order, CBP officers must accompany the alien for any medical care.
Returning aliens ineligible who withdraw their application for admission:
(1) Aliens arriving via air or sea: Commercial carriers are required to remove foreign aliens
found ineligible for entry under this order pursuant to 241(c)(1) of the INA.
(2) Aliens arriving via land will be returned per current established procedures with the
contiguous country.
The state of the s
Please ensure that this memorandum and attached muster are disseminated to all ports of entry within your jurisdiction. If you have any questions or require additional information, please
contact (b)(6), (b)(7)(C) (A) Director, Enforcement Programs Division, at (b)(6), (b)(7)(C)
(b)(6), (b)(7)(c)

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

Sent: Monday, January 30, 2017 9:41 PM

To: SSM OFO- MANAGERS

Subject: FW: Guidance on Withdrawal - Court Compliance

All,

Please ensure this is distributed to the troops.

Thanks

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

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

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

Sent: Monday, January 30, 2017 9:32:58 PM

To:

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

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

Detroit Field Office WC

Cc: PERRY, CHRISTOPHER M; (b)(6), (b)(7)(C)

Subject: FW: Guidance on Withdrawal - Court Compliance

Good Evening,

With regards to applicants for admission that are subject to the EO, please ensure that Officers receive the following guidance from the Office of Chief Counsel (OCC):

(b)(5)

Please forward/ distribute this information to the appropriate personnel within your AOR.

Thank you,

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

CBPO/ Program Manager

Detroit Field Office

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

From: HUTTON, JAMES R

Sent: Monday, January 30, 2017 9:16:46 PM

To: DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; EXECUTIVE DIRECTORS HQ

Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P.

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

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

Subject: Guidance on Withdrawal - Court Compliance

DFO's

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

(b)(5)

J. Ryan Hutton

Deputy Executive Director

Admissibility and Passenger Programs

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

Washington, DC

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



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

Sent: Monday, January 30, 2017 7:17 PM

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

(b)(6), (b)(7)(C) Cc: HOFFMAN, TODD A _;̇>; HUTTON, JAMES R ଐ (b)(6), (b)(7)(C)

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

Subject: Guidance on Withdrawal

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

Sent: Saturday, January 28, 2017 11:34 PM

SSM OFO- MANAGERS To:

FW: UPDATE #2: Reporting Guidance for Actions Taken Related to Executive Order: Subject:

Protecting the Nation from Foreign Terrorist Entry Into the United States

Attachments: 20170127 Executive Order Reporting attachment V2.xlsx

Importance: High

All,

New format for reporting.

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

 \mathbf{W}

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

Sent: Saturday, January 28, 2017 9:57:41 PM

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

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

Cc: PERRY, CHRISTOPHER M; (b)(6), (b)(7)(C)

Subject: FW: UPDATE #2: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

Good Evening All,

Attached is an update of the 2017 Executive Order Reporting, to replace previous versions. The update includes the addition of two columns "Number of Immigrant Visa Encounters" and "Number of LPRs not Granted Waivers". Please utilize this spreadsheet for all reporting beginning with the 0400 hours report on January 29, 2017.

Please forward as appropriate.

Thank you very much!

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

CBPO/ Program Manager

Detroit Field Office

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

From: (b)(6), (b)(7)(C)		
Sent: Saturda	y, January 28, 2017 8:33:	00 PM	
To: OFO-FIEL	D LIAISON; DIRECTORS F.	IELD OPS; EXECUTIVE DIRECTORS HQ; E	SORDER SECURITY ASST DIRECTORS;
TRADE OPERA	TIONS ASST DIRECTORS;	MISSION SUPPORT ASST DIRECTORS	
Cc:	(b)(6), (b)(7)(C)	MURDOCK, JUDSON W;	(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)		
Subject: UPD	ATE #2: Reporting Guidar	ice for Actions Taken Related to Executive	Order: Protecting the Nation from

Directors,

The Office of Field Operations, Operations Division has been requested to update the reporting template to capture and clarify additional information needed by CBP leadership. As such, a new reporting template has been created.

Please ensure that your locations are using <u>the attached</u> template for reporting **beginning with the 0500 report on January 29, 2017.**

As a reminder:

- Reporting is now due to Field Liaison at 0500 hours, 1500 hours and 2100 hours.
 - Field Liaison reports are due to the DHS National Operations Center (NOC) within one hour of the established reporting times.
 - o It is critical that reports are submitted to Field Liaison timely.
- In addition to the running cumulative total each Field Office need to also report totals for the specified reporting timeframe.

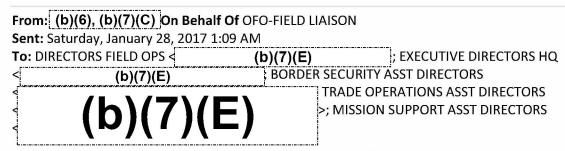
Thank you for your patience and flexibility.

Foreign Terrorist Entry Into the United States

Thank you,

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

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Cc: (b)(6), (b)(7)(C)	; OFO-FIELD LIAISON	(b)(7)(E)
		b)(6), (b)(7)(C)	_j
MURDOCK, JUDSON W <	(b)(6), (b)(7)(C)	
Subject: Poperting Guidance	(D) o for Actions Takon Polate	(6), (b)(7)(C)	the Nation from Foreign Terrorist
Entry Into the United States		ed to executive order. Protecting	the Nation Hom Foreign Terrorist
MEMORANDUM FOR:	Directors, Field Ope	erations	
	Director, Pre-Clear		
FROM:	(b)(6), (b)(7)(C)		
		Director, Operations (Acting)	
	Office of Field Ope		
SUBJECT:		e for Actions Taken Related to reign Terrorist Entry Into the	Executive Order: <i>Protecting United States</i>
Terrorist Entry into the U nationals who intend to co	inited States. It is the pommit terrorist attacks in	sued Executive Order: <i>Protect</i> blicy of the United States to pront the United States; and to premigration laws for malevolent process.	otect its citizens from foreign vent the admission of foreign
activities as related to this environments with anyone	Executive Order. Repet who arrives into the Uthat meets the criteria of		in the air, land and sea
(EST) – and ending at 025 their data from the previous	59 hours (EST). By 050 us 24-hours to OFO Fie the attached Microsoft 1	ld Liaison (b)(7 Excel template document. Fie	me period beginning at 0300 eld Office is required to submit 7)(E) Reports ld Liaison will consolidate these
o)(7)(E) For questions perta	ining to the implementa	please contact the Field Liaiso ation of the new policy, please Programs at (b)(6), (b)(7)(contact Ryan Hutton, Deputy

Executive Order Tracking - Cumulative Totals

Field Office: Date: Report Time:

Country	Number of Non- Immigrant Visa Encounters	Number of Immigrant Visa Encounters	Number of LPR Encounters	Number of Refugees Encounters	Number of Widthdrawls Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPRs not granted waivers	Number of LPR Waivers Granted by DFO
Iran									
Iraq									
Libya									
Somalia									
Sudan									
Syria									
Yemen	3								

Executive Order Tracking - Reporting Period Totals

Country	Number of Non- Immigrant Encounters	Number of Immigrant Encounters	Number of LPR Encounters	Number of Refugees Encounters	Number of Widthdrawls Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPRs not granted waivers	Number of LPR Waivers Granted by DFO
Iran									
Iraq									
Libya									
Somalia									
Sudan									
Syria									
Yemen									

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

Sent: Tuesday, January 31, 2017 8:17 PM

To: SSM OFO- MANAGERS

Subject: FW: FAQs

Attachments: Final QA v5 (Q1-25).docx

Here are the faq's we were looking for.

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

W:

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

From: PERRY, CHRISTOPHER M

Sent: Tuesday, January 31, 2017 7:40:30 PM

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

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

Detroit Field Office WC

Subject: FW: FAQs

FYSA - Q&A's. We continue to refer media and info inquiries to HQ through the FO.

Thanks,

Chris

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

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

From: HOFFMAN, TODD A

Sent: Tuesday, January 31, 2017 7:23:24 PM

To: DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HO

Subject: FW: FAQs

FYSA. Please continue to direct all information requests to HQ.

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, 20	D17 7:12 PM					
То:	(b)(6)	, (b)(7)(C)				
(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)	FRIEL, MICHAEL J	(b)(6), (b)(7)(C)				
Cc: FLANAGAN, PATRICK S Subject: RE: FAQs	(b)(6), (b)(7)(C)		·			

All,

The attached FAQs have been approved by the Commissioner. This will remain an iterative document as we get new/updated questions so please share the question and draft responses so we can continue to keep this document updated. Please let me know if you have any additional questions.

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

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

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

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

Tuesday, January 31, 2017 8:16 PM Sent:

SSM OFO- MANAGERS To:

FW: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Subject:

Terrorist Entry into the United States

RE: EO 212(f) Exemption Request for (b)(6), (b)(7)(C) (f/n) (b)(6), (b)(7)(C) RE: Waiver Request for **Attachments:**

212(1) in re (b)(6), (b)(7)(c) (f/n) (b)(6), (b)(7)(c) (f/n) (b)(6), (b)(7)(c) (f/n) (b)(6), (b)(7)(c)

(MINOR)

All,

Some examples for your use.

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

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

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

Sent: Tuesday, January 31, 2017 7:40:15 PM

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

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

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

PD's

In furtherance of the DFOs message. The below and attached contains the format ports will need for the waiver request as well as some examples.

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

Integrity Officer

Department Of Homeland Security US Customs and Border Protection

Detroit Field Office

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

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

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

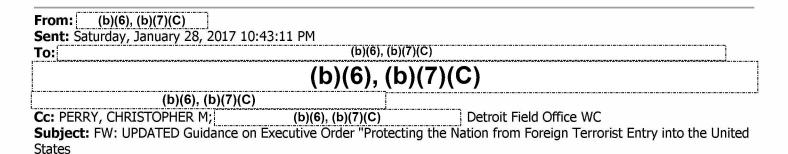
From: (b)(6), (b)(7)(C)

Sent: Tuesday, January 31, 2017 7:28 PM

To: (b)(6), (b)(7)(C) **Subject:** FW: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States

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

Can you resend this email to the ports in furtherance of the DFOs message. It contains the format the ports will need for the waiver request as well as some examples. Also, when we get one of the waiver requests, after approval by Chris and me, the watch commander will forward. The HQ distro list is also in the email



Good Evening All,

In addition to waivers for LPRs, the Secretary of Homeland Security has delegated waiver authority to the Commissioner of CBP for only the following categories of individuals subject to the EO:

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

Examples of waiver requests are in the attachments and email below. The port requesting a waiver will need to submit the request via email to the following: DFO Chris Perry, ADFO (b)(6), (b)(7)(C) ADFO (b)(6), (b)(7)(C) and the Detroit Field Office WC mailbox. The waiver request will be forwarded as appropriate by the Detroit Field Office Watch Commander.

Please forward this information as appropriate.

Thank you very much,

(b)(6), (b)(7)(C) CBPO/ Program Manager Detroit Field Office (b)(6), (b)(7)(C)

From: HUTTON, JAMES R

Sent: Saturday, January 28, 2017 9:33:39 PM

To: HOFFMAN, TODD A; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS

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

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

(OCC)

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

DFO's

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

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

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

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

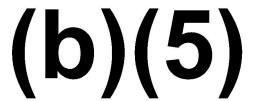
I have also attached some samples that were submitted for approval today.

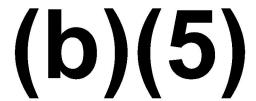
Sample

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

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

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





J. Ryan Hutton Deputy Executive Director Admissibility and Passenger Programs

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



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



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From: HOFFMAN, TODD A							
Sent: Saturday, January 28, 2017 1:07 AM							
To: DIRECTORS FIELD OPS	(b)(7)(E)	EXECUTIVE DIRECTO	ORS HQ				
(b)(7)(E)	BORDER SECURITY ASST DIRECTORS						
(b)(7)(E)							
Cc: Owen, Todd C (AC OFO)	(b)(6), (b)(7)(C)	WAGNER, JOHN P	(b)(6), (b)(7)(C)				
HUTTON, JAMES R		(b)(6), (b)(7)(C)					
(b)(6), (b)(7)(C)							
(b)(6), (b)(7)(C)							
Subject: Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States							

Importance: High

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman

Executive Director

Admissibility and Passenger Programs

Office of Field Operations

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

the United States"

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

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

(b)(7)(E) locations, and (b)(7)(E)	
Should aliens, subject to the Executive Order, arrive at the port of entry, CBP officers are instructed following actions:	to take the
Applicants bearing Non-Immigrant Visas and First Time Arriving Immigrants:	
(1) All case processing will be recorded in (b)(7)(E)	
system, according to current policy/procedure.	
(2) Subjects will be allowed to withdraw their application for admission on Form I-275, <i>without</i> statement. All other procedures pertaining to the processing of Form I-275 withdrawal cases	
(3) Should the alien decline to withdraw their application for admission, the alien will be placed Expedited Removal in accordance with standard operating procedures.	
(4) Aliens claiming fear of return will be referred to an asylum officer, and processed for Expedition	ted
Removal/Credible Fear (ERF). Aliens processed under ERF procedures will be referred to E	
detention. Field Offices should clearly indicate to both CIS and ERO that aliens are subject to Order during the referral process.) Executive
Returning Residents,	
(1) Lawful Permanent Residents should be referred for (b)(7)(E) and held at the entry until an exemption to the Executive Order is granted. The authority to grant an exemption delegated to the Commissioner of CBP, and further delegated to Directors of Field Operation Port Directors. Once an exemption has been granted results of (b)(7)(E) should be referred for (b)(7)(E) with the following language: Individual is subject to Presidential Executive Order and	on has been as and SES notated in abarred
From entry pursuant to 212(f) of the INA but has been granted an exemption per (insert DFO)	·
Refugees, Asylees, Unaccompanied Children, and subjects returning to the US with Advanced Parol (1) Aliens from the above group who are prevented from entry solely as a result of the Executive should be referred for (b)(7)(E) and held at the port of entry until such time a exemption to the Executive Order can be obtained. This exemption falls to the Secretary of Secretary of Homeland Security. Further guidance will be forthcoming on processing these exemptions.	e Order, s an
Individuals who fall within any of the above may not be paroled, which includes port parole and definspection. To the extent that there is an emergent medical issue related to an alien who falls within Executive Order, CBP officers must accompany the alien for any medical care.	
Returning aliens ineligible who withdraw their application for admission: (1) Aliens arriving via air or sea: Commercial carriers are required to remove foreign aliens four for entry under this order pursuant to 241(c)(1) of the INA.	nd ineligible
(2) Aliens arriving via land will be returned per current established procedures with the contiguous country.	ous
Please ensure that this memorandum and attached muster are disseminated to all ports of entry within jurisdiction. If you have any questions or require additional information, please contact (b)(6), (b)(7)(c) (A) Director, Enforcement Programs Division, at (b)(6), (b)(7)(C)	

Todd A. Hoffman Executive Director, Admissibility and Passenger Programs Office of Field Operations U.S. Customs and Border Protection **From:** Owen, Todd C (AC OFO)

Sent: Saturday, January 28, 2017 5:23 PM

To: HUTTON, JAMES R

Cc: DURST, CASEY OWEN; (b)(6), (b)(7)(C) HOFFMAN, TODD A; MURDOCK, JUDSON

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

Subject: RE: EO 212(f) Exemption Request for (b)(6), (b)(7)(C) (f/n) (b)(6), (b)(7)(C)

Approved per C1, 1722 hours.

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

From: HUTTON, JAMES R

Sent: Saturday, January 28, 2017 5:03 PM

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

 Cc: DURST, CASEY OWEN
 (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) HOFFMAN, TODD A (b)(6), (b)(7)(C) MURDOCK, JUDSON W (b)(6), (b)(7)(C)

Subject: EO 212(f) Exemption Request for (b)(6), (b)(7)(c) , (f/n) (b)(6), (b)(7)(c)

Importance: High

Exemption to Executive Order Request

January 28, 2017

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

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

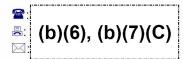
(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

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

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

J. Ryan Hutton Deputy Executive Director Admissibility and Passenger Programs

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





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From:	Owen, Todd C (AC	OFO)	
Sent:	Saturday, January 2	28, 2017 1:13 PM	
То:	HUTTON, JAMES R		
Cc:	HOFFMAN, TODD . MURDOCK, JUDSO	A; PEREZ, ROBERT E; [N W	(b)(6), (b)(7)(C)
Subject:	RE: Waiver Request	t for 212(1) in re (b)(6), (b)(7)(c)	(f/n) (b)(6), (b)(7)(c)
Waiver granted by C1, 1312 hours			
Todd C. Owen			
Executive Assistant Commissioner			
Office of Field Operations			
U.S. Customs & Border Protection			
From: HUTTON, JAMES R			
Sent: Saturday, January 28, 2017 5	5:56:22 PM		
To: Owen, Todd C (AC OFO)			
Cc: HOFFMAN, TODD A; PEREZ, RC)BERT E;	(b)(6), (b)(7)(C)	MURDOCK, JUDSON W
Subject: Waiver Request for 212(1) in re (b)(6), (b)(7)(C) (f/	n) (b)(6), (b)(7)(c)	
OFO recommends that		(b)(5), (b)(6), (b)(7)(C), (k)(7)(F)
Olo recommends that		(2)(2), (2)(3), (2)(1)(3), (2	·/·//-/

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

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

J. Ryan Hutton

Deputy Executive Director

Admissibility and Passenger Programs

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

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

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

[cid:image001.png@01D00E30.B35BEEB0]

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From: HUTTON, JAMES R

Sent: Saturday, January 28, 2017 7:37 PM

To: Owen, Todd C (AC OFO); (b)(6), (b)(7)(C)

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

Cc: HOFFMAN, TODD A; MURDOCK, JUDSON W; (b)(6), (b)(7)(C) PEREZ, ROBERT E;

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

Subject: EO 212(f) Waiver for (b)(6), (b)(7)(C) (f/n) (b)(6), (b)(7)(C) (MINOR)

Importance: High

OCC

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

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

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

Details:

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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



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



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Sent: Friday, January 27, 2017 11:41 PM

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

Subject: FW: FINAL SIGNED EO FOR ACTION

Attachments: 2017protectingtheNationfromTerroristEntryintotheUnitedStates.eo.rel.docx

Here is the actual order. Checi this doc for the countries.

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

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

From: PERRY, CHRISTOPHER M

Sent: Friday, January 27, 2017 9:20:23 PM

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

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

Subject: FW: FINAL SIGNED EO FOR ACTION

Signed EO language.

Thanks,

Chris

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

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

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

Sent: Friday, January 27, 2017 9:07:26 PM

To: DIRECTORS FIELD OPS

Subject: FW: FINAL SIGNED EO FOR ACTION

Thank you,

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

Operations

US Customs and Border Protection

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

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Sent: Friday, January 27, 2017 To: HOFFMAN, TODD A	(b)(6), (b)(7)(C)	>; HUTTON, JAMES R ﴿	(b)(6), (b)(7)(C)	> ;
4	(b)(6), (b)(7)(C) (b)(6),	, (b)(7)(C)		
4	(b)(6), (b)(7)(C)	; ML	IRDOCK, JUDSON W	
4.70.4.75.6		(L)(C) (L)(Z)(O)		
(b)(6), (b)(7)(C) Subject: FW: FINAL SIGNED E	L., O FOR ACTION	(b)(6), (b)(7)(C)	<u></u>	
Subject: FW: FINAL SIGNED E	L., O FOR ACTION	(b)(6), (b)(7)(C)	. <u></u> !	
Subject: FW: FINAL SIGNED E		(B)(6), (B)(7)(C)		
		(b)(6), (b)(6), (i	o)(7)(C) ♭;	

Subject: FINAL SIGNED EO FOR ACTION

Sent: Friday, January 27, 2017 11:49 PM

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

Subject: FW: FINAL SIGNED EO FOR ACTION

Attachments: 2017protectingtheNationfromTerroristEntryintotheUnitedStates.eo.rel.docx

Section 3 C. It lists the sections of the INA to review.

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

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

From: PERRY, CHRISTOPHER M

Sent: Friday, January 27, 2017 9:20:23 PM

Γο: (b)(6), (b)(7)(C)

Subject: FW: FINAL SIGNED EO FOR ACTION

Signed EO language.

Thanks,

Chris

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

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

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

Sent: Friday, January 27, 2017 9:07:26 PM

To: DIRECTORS FIELD OPS

Subject: FW: FINAL SIGNED EO FOR ACTION

Thank you,

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

Acting Deputy Executive Director Operations

US Customs and Border Protection

Subject: FINAL SIGNED EO FOR ACTION

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

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

From: (b)(6), (b)(7)(C)				
Sent: Friday, January 27, 2017	6:41 PM			
To: HOFFMAN, TODD A 4	(b)(6), (b)(7)(C)	; HUTTON, JAMES F	(e (b)(6), (b)(7)(c) ;
	(b)(6), (b)(7)(C)			
4	(b)(6)	, (b)(7)(C)		
4	(b)(6), (b)(7)(C)	};	MURDOCK, JUDSON W	
(b)(6), (b)(7)(C)		(b)(6), (b)(7)(C)	·	
Subject: FW: FINAL SIGNED EC				
From: MCALEENAN, KEVIN K				
Sent: Friday, January 27, 2017	6:41 PM			
To: WAGNER, JOHN P ﴿	(b)(6), (b)(7)(C)	(b)(6),	(b)(7)(C)	> ;
FLANAGAN, PATRICK S		(b)(6), (b)(7)(C)];
	(b)(6)	, (b)(7)(C)		

2

Sent: Wednesday, February 01, 2017 10:36 AM

To: SSM OFO- MANAGERS; (b)(6), (b)(7)(C)

Subject: FW: Executive Order 20170127 - NEXUS/Global Entry

Importance: High

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

Please ensure our employees who work the NEXUS EC are aware of this new guidance.

Thanks

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

Port Director

Office of Field Operations

U.S. Customs and Border Protection

Sault Ste. Marie, MI 49783

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

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

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

Sent: Wednesday, February 01, 2017 9:27 AM

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

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

Cc: Detroit Field Office WC

(b)(7)(E)

Subject: RE: Executive Order 20170127 - NEXUS/Global Entry

Importance: High

Good morning,

This is urgent. Please inform the Enrollment Centers can no longer use the <u>external comment</u> for denial/revocation "Revocation due to President Trump's Immigration Executive Order - 20170127". We will be using that <u>only</u> for internal use. When there has been a denial/revocation, the officers must click on "You no longer meet program eligibility". If the supervisor receives phone calls, they are <u>only allowed</u> to give out the Ombudsman's address. Please inform your EC officers as soon as you possibly can.

Thank you,

(b)(6), (b)(7)(C)
Program Manager
Detroit Field Office
(b)(6), (b)(7)(C)

Sent: Friday, February 03, 2017 10:22 AM

To: SSM OFO- MANAGERS

Subject: FW: OIG Requests related to the Executive Order

All,

(b)(5)

If OIG shows up here I need to be notified immediately.

Thanks

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

Port Director

Office of Field Operations

U.S. Customs and Border Protection

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

From: (b)(6), (b)(7)(C)				
Sent: Friday, February 03, 2017 10:13	/M			
To: PERRY, CHRISTOPHER M €	(b)(6), (b)(7)(C)	Þ		
Cc:	(b)(6), (b)(7)(C)]	
	(b)(6), (l	o)(7)(C)		
Subject: OIG Requests related to the Ex	xecutive Order			
Hello,				
	(h)/ <i>F</i>	5)		

(b)(5)

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

Assistant Chief Counsel, Detroit

U.S. Customs and Border Protection

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

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Sent: Thursday, February 02, 2017 2:07 PM

To: SSM OFO- MANAGERS

Subject: FW: *Amended* 20170127 Executive Order Consolidated Guidance as of 1300hrs

Attachments: Executive Order Consolidated Guidance Feb 02 2017 1300hrs.docx

All,

Here is an update to the update. This update only revises the exception authority that has now been delegated to the DFO. All other processing remains unchanged as of the sending of this email.

Thanks

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

Port Director

Office of Field Operations

U.S. Customs and Border Protection

Sault Ste. Marie, MI 49783

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

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

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

Sent: Thursday, February 02, 2017 1:31 PM

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

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

Cc: PERRY, CHRISTOPHER M (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Detroit Field Office WC

(b)(7)(E)

Subject: *Amended* 20170127 Executive Order Consolidated Guidance as of 1300hrs

Good Afternoon All,

Please find attached the latest guidance relating to the 20170127 Executive Order as of February 2, 2017, at 1300hrs, which supersedes what was sent earlier today. The latest update is that waiver authority for <u>all</u>

exemptions, including for Canadian Landed Immigrants, Refugees (including 1st time encountered), Asylees, Unaccompanied Alien Children (UAC), and subjects returning to the U.S. with I-512 issued by USCIS (Advanced Parole), has been delegated to the **DFO**. Please send all exemption requests to the DFO through the chain of command after thoroughly vetting each applicant.

Thank you,

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

Program Manager

Detroit Field Office

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

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

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

E-mail:

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

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

Sent: Thursday, February 02, 2017 10:38 AM

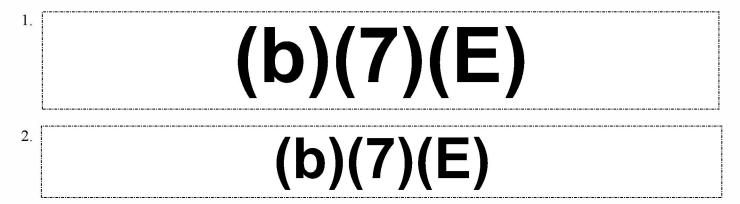
Subject: 20170127 Executive Order Consolidated Guidance

Importance: High

Good Morning All,

To avoid confusion due to the many changes since the issuance of the 20170127 Executive Order, Protecting the Nation from Foreign Terrorist Entry into the United States, please find attached a consolidated version of all of the guidance as of February 2, 2017, for your reference.

Additionally, effective immediately, our office is requesting the following be done to assist us with questions from HQ (see also the "Reporting" section of the attachment:



Thank you very much,

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

Program Manager

Detroit Field Office

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

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

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

E-mail: (b)(6), (b)(7)(C)

Executive Order (EO): Protecting the Nation from Foreign Terrorist Entry into the United States (1/27/2017)

All entry of aliens who are nationals (citizens) of Iran, Iraq, Libya, Somalia, Sudan, Syria, and Yemen is suspended in accordance with Section 212(f) of the INA and their visas have been temporarily suspended. This includes:

- all non-immigrant classifications with the exception of foreign nationals traveling on visas classified as Diplomatic (A1, A2,), NATO, C2, G1, G2, G3, and G4;
- all new immigrants

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Applicants bearing	Nan-Immigrant	Vicae and Hiref Ti	me Arriving	Immigrants.
Applicants bearing	11011-111111111grant	visas anu i nst ii	mic Airiving	miningi ants.

(b)(7)(E)	
(b)(7)(E)	
(b)(7)(E)	
(b)(7)(E)	·
(b)(7)(E)	
(b)(7)(E)	
All case processing will be recorded in	(b)(7)(E)
(b)(7)(E) system, according to current policy/pro-	cedure.
Subjects will be allowed to withdraw their applica	ntion for admission. (b)(7)(E)
(b)(7)(E)	300000000000000000000000000000000000000
(b)(7)(E)	

- Should the alien decline to withdraw their application for admission, the alien will be placed in Expedited Removal in accordance with standard operating procedures.
- Aliens claiming fear of return will be referred to an asylum officer, and processed for Expedited Removal/Credible Fear (ERF). Aliens processed under ERF will be referred to ERO for detention. Make sure to indicate to both USCIS and ERO if the aliens being processed for a Credible Fear are subject to the Executive Order.

Canadian Landed Immigrants:

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

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

The admission of such individuals must be in the national interest of the United States. Prior to any such admission, each individual must be subjected to a thorough examination by an immigration officer, to include CBP conduct of: (b)(7)(E)

(b)(7)(E)

Refugees (including 1st time encountered), Asylees, Unaccompanied Alien Children (UAC), and subjects returning to the US with I-512 issued by USCIS (Advanced Parole):

Aliens from the above group who ar	e prevented from	entry solely as a	result of the I	Executive
Order, should be referred for	(b)(7)(E)	and held at the	port of entry u	ıntil such
time as an exemption to the Executiv	ve Order can be o	btained.	(b)(7)(E)	
	1/7			
	(7)			
	/\			
•				
<u> </u>	(b)(7)(E)			Waiver
authority for these travelers is delega	ated to the DFO.		(b)(7)(E)	
DFO will make the decision to grant	a waiver on a ca		<u> </u>	!

Parole or Deferral Not Authorized:

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

Travelers Not Seeking Entry:

The Executive Order does <u>not</u> apply to individuals not making entry into the United States. Travelers not seeking entry into the United States would include, but not limited to: those denied entry into Canada and returned to the United States, lost travelers, aliens who walk in off the street to ask question. Remember other immigration actions may be appropriate even though the Executive Order does not apply.

Evidence of Citizenship:

For purposes of the Executive Order, the document presented to the CBP officer will be the determining factor in determining citizenship. If an individual presents a passport from a country that is not covered by the Executive Order, they would be treated as a citizen of that country. The term "passport" means any travel document issued by competent authority showing the bearer's origin, identity, and nationality, if any, which is valid for the admission of the bearer into a foreign country. This definition would include reentry permits issued by USCIS.

Trusted Traveler Cards (NEXUS, FAST, Global Entry):

Lift all Trusted Traveler cards that are in the possession of nationals of Iraq, Iran, Syria, Sudan, Libya, Yemen or Somalia. CBP officers will send these cards to the Trusted Traveler Enrollment Center for disposition. Note that Lawful Permanent Residents (including Commuters) should no longer have their Trusted Traveler cards lifted.

Enrollment Centers will revoke these cards to maintain a log of all PASS IDs and names of the revoked individuals. Enrollment center officers must not shred these cards, the Center supervisor will take custody.

Enrollment Centers can no longer use the <u>external comment</u> for denial/revocation "Revocation due to President Trump's Immigration Executive Order - 20170127". We will be using that <u>only</u> for internal use. When there has been a denial/revocation, the officers must click on "You no longer meet program eligibility".

Inquiries:

Operational questions should be addressed by station supervisor. Do not address policy questions or what if questions. If a supervisor cannot answer a question they should refer the matter to a Chief or WC.

Media inquiries should be directed to (b)(6), (b)(7)(C) at (b)(6), (b)(7)(C)

Congressional Inquiries should be directed to the Detroit Field Office.

Inquiries from members of AILA chapters should be directed to (b)(6), (b)(7)(C) at AILA National.

Professionalism:

Professionalism is very important. CBP officers must be deliberate in their choice of words and communication on this subject. Media reports are coming out suggesting that CBP officers are advising people to contact Mr. Trump if they have questions. This is <u>not</u> acceptable. Be professional in communication, explain as best as we can, and direct to a supervisor or public affairs if necessary. We have a job to do but we need to ensure our professionalism so we are not part of the story. Furthermore, CBPOs should <u>not</u> do or say anything that tends to encourage or otherwise causes aliens subject to the EO to withdraw application for admission or to abandon any lawfully-obtained status and return, including by threatening such aliens with legal consequences for not withdrawing an application for admission.

Reporting:

Reporting for the 20170127 Executive Order is a cumulative count as well as a reporting period count.

Send reports to the "Detroit Field Office WC" mailbox:

- Each report (due to the Detroit Field Office WC by 0400, 1400 and 2000 hours) will include a running total to include the encounters from all prior reports, as well as a separate count for that specific reporting period; the reporting numbers will not reset each day.
- HQ has been consistently asking for details about the circumstances for any adverse actions relating to aliens not allowed entry due to the Executive Order. Please attach a copy of the Form I-213, Record of Deportable/Inadmissible Alien, to any 20170127 Executive Order report that is submitted to the Detroit Field Office for aliens subject to the 20170127 Executive Order that have been processed for adverse actions.



Sent: Friday, February 03, 2017 10:46 AM

To: SSM OFO- MANAGERS

Subject: FW: Revised Executive Order Reporting Guidelines

Attachments: Revised EO Reporting Detroit Field Office.xlsx; Waiver Requests.xlsx

All,

As expected, there are changes to our daily reporting requirements. Effective immediately, we will be required to submit the two spreadsheets attached to this email twice daily at 1100 and 2300. We are still required to submit the 1400 hour report today only (Feb 3). Please see the instructions below and let me know if you have any questions.

Reports are due on the 11's beginning at 2300 tonight (Feb 3).

Thanks

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

Port Director

Office of Field Operations

U.S. Customs and Border Protection

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

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

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

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

Sent: Friday, February 03, 2017 10:32 AM

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

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

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

1______ <DetroitFieldOfficeWC@cbp.dhs.gov>

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

Detroit Field Office WC

Subject: RE: Revised Executive Order Reporting Guidelines

Good Morning PD's and APD's,

Cc: PERRY, CHRISTOPHER M

The Executive Order reporting will now be twice a day beginning at midnight tonight (the 1400 report is due today, but there is no 2000 report today). These spreadsheets will be due each day to HQ at 1200 and 2400. The ports will need to send their spreadsheets to **Field Office WC 1 hour prior at 1100 and 2300**.

The attached Revised EO Reporting Detroit Field Office spreadsheet must be completed for each reporting period. There is no longer a need for cumulative totals.

The attached Waiver Request spreadsheet has tabs for details about travelers encountered. Included is a tab for DFO considered exceptions, Refugees, Canadian Landed Immigrants, EO affected aliens encountered without identity documents.

For any EO waiver exceptions granted by a Director of Field Operations, please list the country of citizenship of the subject, how the subject presented themselves and the final disposition. If a waiver is denied, please provide bullets in the appropriate column.

In regards to withdrawals (WD) tab, please only report on aliens granted WD who actually depart the United States or are referred to Enforcement and Removal Operations. Do not report pending aliens, or those granted an EO exception. For each withdrawal, please include bullets regarding the reason for the withdrawal and the type of admission intended (i.e.; B1/B2, etc.).

This spreadsheet <u>must be filled out completely</u>, to include country of citizenship, how the subject presented themselves, the final disposition and high level bullets in the appropriate column (if required).

Thank you,

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

CBPO / Program Manager

Detroit Field Office

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

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

From: (b)(6), (b)(7)(C) On Behalf Of	OFO-FIFI	DITAISON	
Sent: Friday, February 03, 2017 3:07 AM	OI O IILL		
p	(b)(7)(E)	BORDER SECURITY ASST DIF	RECTORS
(b)(7)(E)	(-)(-)	TRADE OPERATIONS ASST DIRECTORS	RECTORS
(b)(7)(E)		; MISSION SUPPORT ASST DIRECTORS	
(b)(7)(E)		EXECUTIVE DIRECTORS HQ	
(b)(7)(E)		- "	
Cc: ENFORCEMENT PROGRAMS DIVISION	-	(b)(7)(E)	OFO-FIELD LIAISON
(b)(7)(E)		(b)(6), (b)(7)(C)	
	(b)(6),	(b)(7)(C)	
	(b)	(6), (b)(7)(C)	
Subject: Revised Executive Order Reporti	ng Guidel	ines	

Directors,

Thank you for your outstanding support, flexibility and response over the past week in regard to the changing Executive Order (EO) reporting requirements.

The EO Crisis Action Team (CAT) is working to automate, streamline, and reduce the number of reporting periods currently required of the Field.

For today's 0500 and 1500 (EST) reports, please use the existing template and submit via email. It will not be necessary to submit a 2100 report today.

Beginning Saturday, February 4, 2017, Field Offices will only need to submit stats twice daily via SharePoint, as shown on the attached revised templates.

Guidance for use of revised templates:

The EO CAT has created a page on the Incident Management Division SharePoint site.

Beginning Saturday, February 4, 2017, reports must be submitted via the site:

(b)(7)(E)

in the "Revised EO Reporting 24 HR Period" file.

Starting Saturday, February 4, 2017, reports must be submitted via SharePoint by 0001 (EST) and 1200 (EST).

Each Field Office (FO) must submit the name(s) of FO points of contact (POC) for reporting. The POCs will be granted access to the SharePoint site. It is imperative that the spreadsheets are provided timely and accurately. POCs should ensure the date and time on the submission is modified once the information has been submitted. POC names must be forwarded to the EO CAT NLT 1300 (EST) February 3, 2017.

A consolidated "Waiver Request" file is also available via the SharePoint site. This spreadsheet has tabs for details about travelers encountered. Included is a tab for DFO/SES PD considered exceptions, Refugees, Canadian Landed Immigrants, EO affected aliens encountered without identity documents. The spreadsheet must be filled out completely, to include country of citizenship, how the subject presented themselves, the final disposition and high level bullets in the appropriate column.

For any EO waiver exceptions granted by a Director of Field Operations, Port Director, John F. Kennedy Airport or Port Director, Los Angeles International Airport, please include bullets listing the country of citizenship of the subject, how the subject presented themselves and the final disposition. If a waiver is denied, please provide an explanation.

In regards to withdrawals (WD) tab, please only report on aliens granted I-275 WD who actually depart the United States or are referred to Enforcement and Removal Operations. Do not report pending aliens, or those granted an EO exception. For each withdrawal, please include bullets regarding the reason for the withdrawal and the type of admission intended (i.e.; B1/B2, etc.).

In accordance with the February 1, 2017 White House Guidance, Sections 3(c) and 3(e) of the EO do not apply to Lawful Permanent Residents (LPR) returning to the United States. <u>LPR information should not be captured on the spreadsheet.</u>

Please keep in mind that the	(b)(7)(E)	mailbox is for internal operational
use only and is not to be prov	yided to individuals or components outside of	CBP

Specifics for each column in the revised "Revised EO Reporting 24 HR Period" template is outlined below:

• Number of non-immigrant visa encounters

- o List number of travelers from EO countries who present themselves as non-immigrants.
- Number of immigrant visa encounters
 - o List number of travelers from EO countries who physically present an immigrant visa
- Canadian Landed Encounters
 - List of the number of Canadian Landed Immigrants from EO countries who present themselves for admission.
- Returning Refugees Encounters
 - o List the number of travelers from EO countries who present themselves as returning refugees.
- Undocumented Encounters
 - o List the number of travelers with no documents from EO countries.
- Number of I-512 applicants impacted by E.O.
 - List the number of applicants from EO countries presenting Form I-512 regardless if waiver is granted.
- Number of withdrawals granted
 - o List the number of applicants from EO countries permitted to withdraw.
- Number of expedited removals
 - List the number of applicants nonimmigrants from EO countries placed in expedited removal proceedings.
- Returning Refugee not granted waiver
 - o List the number of returning refugees from EO countries not granted a waiver.
- Returning Refugee granted waiver
 - o List the number of refugees from EO countries granted a waiver.
- Number of Expedited Removals with Fear Claim
 - List the number of applicants from EO countries claiming fear of return and processed for expedited removal..
- Number of non-immigrants not granted waiver
 - o Record the number of nonimmigrants from EO countries not granted a waiver.
- Number of non-immigrants granted waiver
 - o Record the number of nonimmigrants from EO countries granted a waiver.
- Number of immigrants not granted waiver
 - o Record the number of immigrants from EO countries not granted a waiver.
- Number of immigrants granted a waiver
 - o Record the number of immigrants from EO countries granted a waiver.
- Canadian Landed Waiver NOT Granted
 - o Record the number of Canadian Landed Immigrants from EO countries not granted a waiver.
- <u>Canadian Landed Waiver Granted</u>
 - o Record the number of Canadian Landed Immigrants from EO countries granted a waiver.
- I-512 waiver NOT granted
 - o Record subjects with I-512s from EO countries not granted a waiver:
- I-512 waiver Granted
 - o Record subjects with I-512 from EO countries granted a waiver.

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

Field Liaison Division \ EO CAT

Office of Field Liaison

U.S. Customs and Border Protection

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

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

Mobile:	(b)(6), (b)(7)(C)
Fax: 🛴	(b)(6), (b)(7)(C)
E-Mail:	(b)(6), (b)(7)(C)

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Field Office: ALL Date: 2/3/2017

Executive Order Tracking - 24 Hour Reporting Period

								Fe	ebruary 1, 20	17									
Country	Immigrant	Immigrant Visa Encounter	Canadian Landed	Number of Refugees Encounters	No Doc	I-512 Encounters	Number of Widthdrawl s Granted	Number of Expedited Removals	Returning Refugee NOT granted waiver	Returning Refugee granted waiver	Number of Expedited Removals with Fear Claim	Number of Non- Immigrant s NOT granted waivers	Number of Non- Immigrant s granted waivers	Number of Immigrants NOT granted waivers	Number of Immigrants granted waivers	Canadian Landed waiver NOT granted	Canadian Landed waiver granted	I-512 waiver NOT granted	I-512 waiver Granted
Iran																			
Iraq																			
Libya																			
Somalia																			
Sudan																			
Syria																			
Yemen																			
Canada																			
Total	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

Date	FO	POE	Name	DOB	LPR/Non-LPR	Status	Verified	If denied, need highlevel bullets why
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							If denied exception,
							need highlevel bullets
Date	FO	POE	Name	DOB	Documents Presented	Disposition	why

							If denied exception,
							need highlevel bullets
Date	FO	POE	Name	DOB	Documents Presented	Disposition	why

					Proof of		Custody Status wit	h
Date	FO	POE	Name	DOB	Citizenship/Identity	Disposition	Date/Time	

						Why no exception	Are they in CBP custody
						granted: High level	still? If so, why. If not,
Date	FO	POE	Name	DOB	Documents Presented	bullets	how did they depart.

Sent: Tuesday, January 31, 2017 9:03 AM

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

Subject: FW: Executive Order Update on Seaport Operations and Consolidated Guidance **Attachments:** Guidance on Withdrawal - Court Compliance; Re-Delegation of EO Section 5 Refugee

Waiver Authority; Arrival of Central American Minors (CAM) Parolees - Jan 31st; RE: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States; UPDATED Guidance on Executive Order "Protecting the

Nation from Foreign Terrorist Entry into the United States; Signed memo

Expires: Sunday, July 30, 2017 12:00 AM

APD's,

Attached and below is a compilation of actions taken so far with the Executive Order. This is a good document as it summarizes everything that has happened and shows where we are today in the process. Please do not forward. This is for high level managers only.

For your information and to bring you up to speed in case you are called for action/advice.

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

Port Director

Office of Field Operations

U.S. Customs and Border Protection

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

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

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

From: PERRY, CHRISTOPHER M

Sent: Tuesday, January 31, 2017 8:52 AM

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

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

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

Subject: FW: Executive Order Update on Seaport Operations and Consolidated Guidance

All,

Below and attached is a good summary of where things stand and issues being worked in HQ. Please NO FORWARDING beyond your APDs. Thanks for all your efforts on this.

-			
•	h	rı	C

Christopher Perry Director, Field Operations **Detroit Field Office** U.S. Customs and Border Protection (b)(6), (b)(7)(C) Detroit, Michigan 48226 (b)(6), (b)(7)(C) From: HOFFMAN, TODD A Sent: Tuesday, January 31, 2017 7:17 AM To: DIRECTORS FIELD OPS (b)(7)(E)Cc: HUTTON, JAMES R (b)(6), (b)(7)(C) Owen, Todd C (AC OFO) < (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) ; EXECUTIVE DIRECTORS HQ < (b)(6), (b)(7)(C)

Directors,

Here is a quick summary regarding the Executive Order:

- You have waiver authority for:
 - o LPRs- still require an individualized waiver for each entry.

Subject: FW: Executive Order Update on Seaport Operations and Consolidated Guidance

o First time refugees.

• Remaining in-scope categories – C1 approval required. Delegation request to DFOs is currently with the S1. We hope to have today.

• (b)(7)(E)

We continue to push at all levels.

- Issued WD guidance based on court order.
- Crewman that are now lacking a valid visa and are determined to pose no additional concerns to the security of the United States may be detained on board the vessel, with an approved security plan, for the duration of the vessel's U.S. voyage. Crewman that pose a concern to the security of the United States should be ordered removed under safeguard pursuant to standard operating procedures. Removal requires OCC review and concurrence to ensure Court order compliance.
- C1, C2, EAC Owen, etc., continue to work through a prioritized list of Congressional calls.
- We're working with Department of State to align our EO policies and protocols with additional changes expected soon.
- We'll have FAQs posted via CBP website and a public inquiry call center established later today.

For convenience, I have also attached the previously issued guidance to Field Offices since the Executive Order:

1/30 email: court compliance on WD

1/30 email: Delegation of Authority Documentation for 842 Refugee Arrivals 1/30 email: Arrival of Central American Minors (CAM) Parolees – Jan 31 arrival

1/28 email:	Waiver Routing	(b)(7)(E)	added to routing
on 1/29.	1		
1/28: Execu	utive Order Guidance t	o the Field – Signed Memo	
		_	
I appreciate your ef	forts during this imple	mentation. Please let me know if you have	e any questions. Also, the
Crisis Action Team	is staffed 24/7 and car	n be reached at (b)(7)(E) pr (b)(7)(E)
(b)(7)(E)		<u> </u>	

Also, please let me know if you have any reportable issues for the 0900 senior leadership meeting.

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

Sent: Monday, January 30, 2017 9:17 PM

To: DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; EXECUTIVE DIRECTORS

HQ

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

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

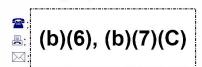
Subject: Guidance on Withdrawal - Court Compliance

DFO's

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

(b)(5)

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





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From: (b)(6), (b)(7)(C)	7.7.47.004			
Sent: Monday, January 30, 2017	7 7:17 PM	0.00		
To: Owen, Todd C (AC OFO)	(b)(6), (b)(7)(C)	; WAGNER, JOHN P {	(b)(6), (b)(7)(C)	
Cc: HOFFMAN, TODD A <	(b)(6), (b)(7)(C)	; HUTTON, JAMES R	(b)(6), (b)(7)(C)	
	(b)(6), (b)(7)	(C)		i

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

Subject: Guidance on Withdrawal

(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) (cell)

From: HUTTON, JAMES R

Sent: Monday, January 30, 2017 4:03 PM

To: DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; EXECUTIVE DIRECTORS

ΗQ

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

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

Subject: Re-Delegation of EO Section 5 Refugee Waiver Authority

Attachments: S Signed Action Memo Refugees.pdf; Copy of 30Jan-2 Feb Booking Spreadsheet

Details (2).xlsx;

2017 protecting the Nation from Terror is tEntry into the United States. eo. rel. docx

Importance: High

DFOs

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

JFK

Newark

Miami

Chicago

Dulles

LAX

Houston

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

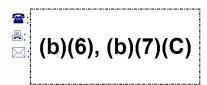
Prior to any such admission as a first-time refugee, each such individual must be subjected to a thorough examination by an immigration officer, to include CBP conduct of: (b)(7)(E)

(b)	(7	')()
		\ _	,	•	,

(b)(7)(E) This authority may not

be further delegated.

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





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From: MCALEENAN, KE	VIN K		
Sent: Monday, January	30, 2017 3:06 PM		
To: ALLES, RANDOLPH [○ { (b)(6), (b)(7)(C)	; Owen, Todd C (AC OFO) <	(b)(6), (b)(7)(C)
Cc:	(b)(6), (b)(7)(C)		
	(b)(6), (b)(7)(C)		
Subject: Redelegation o	of Refugee Waiver Authority		

Acting Deputy Commissioner/EAC,

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

_	CBP conduct of: (D)(7)(E)
	(b)(7)(E)
į	(b)(7)(E) This authority may not be further delegated.

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United States Department of State

Washington, D.C. 20520

January 28, 2017

UNCLASSIFIED

ACTION MEMO FOR ACTING SECRETARY

(b)(6)

FROM:

PRM (b)(6), (b)(7)(C) Acting

SUBJECT: (SBU) Determination to exempt 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 listed in Tab 1 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 (b)(6), (b)(7)(C) 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 they determine that the admission of such refugees is in the national interest - including ... 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."

(SBU) PRM is seeking for you and DHS 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 is attached at Tab 1. Many of these individuals have already been moved from camps or other remote locations to U.S.-run refugee processing hubs in preparation for departure. Most have sold or relinquished their accommodations, household effects and other belongings; given up employment; and or discontinued schooling

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UNCLASSIFIED-2-

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 others 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 cancellation 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.

(b)(7)(E)

(SBU) This exemption must be jointly determined by the Secretaries of State and Homeland Security. We have coordinated with the Department of Homeland Security 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:

Tab 1: List of individuals
Tab 2: Executive Order

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Approved: A/S (b)(6), (b)(7)(C) Acting (ok)

PRM/A - (b)(6), (b)(7)(C) ext. (b)(6), (b)(7)(C) and cell: (b)(6), (b)(7)(C)Drafted:

L- (b)(6), (b)(7)(C) C- (b)(6), (b)(7)(C) (ok) Cleared: (ok)

SUMMARY OF NATIONALITY CODES

- AF Afghanistan ВΙ Burundi
- ВТ Bhutan
- Democratic Republic of Congo CD
- CF Central African Republic
- CI Cote d'Ivoire CM Cameroon
- CO Colombia ER Eritrea ET Ethiopia
- GN Guinea Honduras HN ID India
- JO Jordan LK Sri Lanka MMBurma
- NP Nepal Pakistan PK PS Palestine
- RW Rwanda Sierra Leone SL SS South Sudan
- SV El Salvador
- UA Ukraine UG Uganda

CBPBATES00032454

ARRIVALS - 30 JANUARY 2017

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		34	IIVIIA
			97 pax

97 pax

ARRIVALS - 31 JANUARY 2017

PF#	DOA PoE	Arr Time	e Carrier	Flt	Total Pax	PF Serial #	Hotel (Y/N)	Meal (Y/N)	DOM Dep Date	Carrier	Flt #	From	То	DEP Tim	e Arr Time	Carrier	Flt #	Dep tir	ne FD	Source	PNR	Case	Individual Name Birth	ate Relatio	n Nationality	Size	Po E
ATH0545	01/31/17	16:50	UA	085	5																						
						1	Υ		02/01/2017	UA	1259	EWR	TPA	08:30	11:31				TPA	MiM	ISGC3H			PA	ER	1	EWR
						5	Y		02/01/2017	UA	1078	EWR	IAH	08:50	12:10	UA	6039	14:35	SAT	MiM	ITS634			PA	ER	1	EWR
						4	Y		02/01/2017	UA	1115	EWR	LAS	08:18	11:12				LAS	MiM	ITSX0X			PA	ER	1	EWR
						2	Υ		02/01/2017	UA	1259	EWR	TPA	08:30	11:31				TPA	MiM	ITPM58			PA	ER	1	EWR
						3	Υ		02/01/2017	UA	1259	EWR	TPA	08:30	11:31				TPA	MiM	ITPM58			PA	ER	1	EWR
					SubTotal \	Y:	5	0																			
ETH0074	01/31/17	13:25	QR	725	3																						
						1-2	N	N	01/31/2017	UA	5783	ORD	DFW	17:31	20:15				DFW	RMI	PNKLHQ			PA	ER	2	ORD
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					SubTotal \	Y:	0	1																			
ETH0075	01/31/17	19:15	ET	508	6																						
						1-6													DSM	RMI				PA	ER	6	EWR
																								WI	ET		
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GHH0002	01/31/17	15:05	UA	951	19																						
						12	Y		02/01/2017	UA	6018	IAD	DFW	12:30	15:08				DFW	MiM	MBDF8H			PA	CF	1	IAD
						13-14	Υ		02/01/2017	UA	6018	IAD	DFW	12:30	15:08				DFW	MiM	MBDF8H			PA	CF	2	IAD
																								DA	CF		
						4	Υ		02/01/2017	UA	735	IAD	DEN	12:30	14:32	UA	5214	16:50	cos	MiM	M61HZ3		(1) (0) (1) (7) (PA	CF	1	IAD
						5	Y		02/01/2017	UA	735	IAD	DEN	12:30	14:32	UA	5214	16:50	cos	MiM	M61HZ3	(b)(7)(E	(b)(6), (b)(7)(PA	CF	1	IAD
						15	Υ		02/01/2017	UA	6018	IAD	DFW	12:30	15:08				DFW	MiM	MBDF8H		/ (B)(G), (B)(1)(PA	CF	1	IAD
						16	Y		02/01/2017	UA	6018	IAD	DFW	12:30	15:08				DFW	MiM	MBDF8H			PA	CF	1	IAD
						17	Υ		02/01/2017	UA	6018	IAD	DFW	12:30	15:08				DFW	MiM	MBDF8H]		PΑ	CF	1	IAD
						18-19	Y		02/01/2017	UA	6018	IAD	DFW	12:30	15:08				DFW	MiM	MBDF8H	1		PA	CF	2	IAD
																								so	CF		
						1-2	Υ		02/01/2017	UA	4842	IAD	GSO	12:35	14:10				GSO	MiM	M6547R			PA	CF	2	IAD
																								DA	CF		
						3													DCA					PA	CF	1	IAD
						6-11	Y		02/01/2017	UA	1055	IAD	ATL	12:30	14:28				ATL	MiM	M6X5S9			PA	CF	6	IAD
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					SubTotal	Y:	18	0																			
HNH0002	01/31/17	18:24	AA	1531	9																						
						7-9	Y		02/01/2017	AA	295	MIA	LAX	09:20	12:29				LAX	MiM	LXIBLC			PA	HN	3	MIA
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						4						1							MIA					PA	HN	1	MIA
						1	Y		02/01/2017	AA	1521	MIA	RDU	15:26	17:31				RDU	MiM	ILPFMY	7		PA	HN	1	MIA
						3	Υ		02/01/2017	AA	1976	MIA	IAD	14:14	16:43				IAD	MiM	WBZWLS			PA	HN	1	MIA
						5	Y		02/01/2017	AA	1976	MIA	IAD	14:14	16:43				IAD	MiM	WBZWLS			PA	HN	1	MIA

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					6	Y			AA	2305	MIA	DFW			AA	3526			MiM	YTNFWU				PA	HN	1 N	
					2	Υ		02/01/2017	AA	1053	MIA	TPA	09:20	10:26				TPA	MiM	YUEFQP				PA	HN	1 N	.IA
				bTotal Y:		8	0																				
IDH0010	01/31/17 14:50	QR	707	6																							
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IDH0017	01/31/17 14:15	QR	701	1																							
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					1	Υ		02/01/2017	DL	462	JFK	SLC	11:12	14:39				SLC	RMI	JM5UOE				PA	CD	1 JF	K
				bTotal Y:		1	0																				
KEH7013	01/31/17 16:00	LX	008	20																							
					30	Υ		02/01/2017	UA	771	ORD	DFW	09:05	11:47				DFW	MiM	YNFLI7				PA	SS	10	RD
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KEH7330	01/31/17 11:50	AA	087	1														prince of the second				/L\/C\	(L)(Z)(C)				
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					4-6	Y		02/01/2017	AA	706	LAX	IND	10:00	17:17				IND	MiM	OVTLKQ				PA	MM	3 L/	<u> </u>
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					7-9	Y		02/01/2017	AA	706	LAX	IND	10:00	17:17				IND	MiM	OVTLKQ				PA	MM	3 L/	<u>,x</u>
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NPH4011	01/31/17 08:10	EN	231	4	1-4	N	٧	01/31/2017	UA	4749	IAD	STL	17:25	18:57				STL	RMI	FMHMYT				PA	ΔF	4 14	
					1-4	IN	1	01/31/201/	UA	4749	IAD	SIL	17.23	16.37				SIL	IVIAII	FIVITIVITI				SO SO	AF	411/-	
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					2-5	IV	1	01/31/201/	100	1223	JI K	DIVV	14.55	16.04				MDT	IVIIIVI	CL100430				DΔ	PK	4 JF	
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			1	N	N		AA	2375	ORD	DFW		20:53			DFW		OSFDNS				PA	NP	1 ORD
			2	N	Y	01/31/2017	AA	2894	ORD		18:50	20:59				MiM	SDCDVO	_			PA	NP	1 ORD
			3	N	Y	01/31/2017	AA	3467	ORD	CLE	18:40	20:57			CLE	MiM	AZYUPH	-			PA	NP	1 ORD
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			1-2	N	1	01/31/2017	AA	4658	MIA	BINA	21:35	23:03			BNA	MiM	NRJSVY	1			PA DA	BT BT	2 MIA
			20-21	N	N	01/21/2017	AA	4596	MIA	SDF	20:09	22:52			SDF	RMI	TAYWXD	-			DA	BT	2 MIA
			20-21	N	IN	01/31/2017	IAA I	4590	IVIIA	JOP	20.09	22.52		+ +	301	KIVII	TATWAD	j			IA/I	RT RT	ZIVIIA
			22	N	N	01/31/2017	AA	4596	MIA	SDF	20:09	22:52		+ + -	SDF	RMI	CDVBUV	1			DΛ	RT	1 MIA
			3-5	N	V	01/31/2017	AA	4658	MIA		21:35	23:03		+ + -		MiM	NRJSVY	-			ΡΔ	BT	3 MIA
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			16-17	N	N	01/31/2017	AA	1083	MIA	MSP	20:02	23:04		+ +	MSP	RMI	NLKPCE	{			PA	ВТ	2 MIA
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			18-19	N	N	01/31/2017	AA	1083	MIA	MSP	20:02	23:04			MSP	RMI	NMQUST	!			PA	ВТ	2 MIA
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			11-14	N	N	01/31/2017	AA	1532	MIA	DEN	19:59	22:38			DEN	RMI	OVXYNQ	į			PA	ВТ	4 MIA
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			23-26	N	N	01/31/2017	AA	4596	MIA	SDF	20:09	22:52			SDF	RMI	NWTNQY				PA	ВТ	4 MIA
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			15	N	N	01/31/2017	AA	1532	MIA		19:59	22:38				RMI	JVEGBJ		/h\/6\ /	6\/7\/C\	PA	BT	1 MIA
			10	N	Y	01/31/2017	AA	1828	MIA		21:45	23:56				MiM	DCLYHK	(b)(7)(E)	(b)(6), (ロハイハし	PA	ВТ	1 MIA
			6-7	N	N	01/31/2017	AA	1532	MIA	DEN	19:59	22:38			DEN	RMI	DEIXYM	_	, ,, ,, ,			BT	2 MIA
						01/21/2017		2202	10010	1.46	20.14	22.54			LAC	14:14	ALCOVA AC				DA	BT BT	2000
			8-9	N	N	01/31/2017	AA	2203	MIA	LAS	20:14	22:54			LAS	MiM	NSCXMS	-			SO.	BT BT	2 MIA
			27	N	V	01/31/2017	AA	3833	MIA	GSO	21:50	23:58		 	GSO	MiM	TQJAAU	-			PA	BT	1 MIA
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			6-8	N	N	01/31/2017	UA	1420	ORD	CLE	19:30	21:51			CLE	RMI	BPMPWW	1			PA	ВТ	3 ORD
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			1-5	N	Y	01/31/2017	AA	3408	ORD	СМН	20:00	22:13			СМН	RMI	ZGEMBQ				PA	ВТ	5 ORD
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			18-19	N	1	01/31/2017	IAA I	3406	OKD	CIVIH	20:00	22.15			CIVIH	LIMI	CKAFHB	1			SO SO	BT	1 2 0 KD
		+ + +	9-10	N	N	01/31/2017	UA	146	ORD	DSM	19:45	21:14		+ +	DSM	RMI	BPN9NJ	1			PΔ	BT	2 ORD
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					SubTota	1 1	N 0	IN O	01/31/2017	IDL	2837	JFK	AUS	18:25	21:58				AUS MiM	2ATGY5	-			PA	GN	1 JFK	
RWH0037	01/31/17	12.25	QR	725	Jub Tota	2	U	0													4						
1(1003)	01/31/1/	13.33	QN	723	+	1	N	N	01/31/2017	AA	3707	ORD	GRR	18:20	20:12	-			GRR MiM	2C48LW	4			PA	CD	1 ORD	
						2	N	Y	01/31/2017	AA	3275	ORD	BNA		21:39				BNA MiM	2C4793	-			PA	CD	1 ORD	
					SubTota		0	1	,,												1						
SVH0016	01/31/17	11:50	AV	310		3																				$\overline{}$	
200.000	3007 1					1	N	Y	01/31/2017	AA	313	MIA	BWI	20:19	22:57				BWI MiM	MDUQON	-			PA	SV	1 MIA	_
		1			+	3	N	Υ	01/31/2017	AA	2239	MIA		16:50		AA	4401		PVD MiM	FMCTVA	-			PA	SV	1 MIA	
					+	2	N	Y	01/31/2017	AA	2239	MIA	DCA		19:23				DCA MiM	HSMNED	1			PA	SV	1 MIA	
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		1				9-10	N	Y	01/31/2017	DL	2835	JFK	PDX	19:40	23:14	-			PDX RMI	JMSQRE				PA	UA	2 JFK	
		-		-	_	21-25	N	V	01/31/2017	DL	435	JFK	SEA	19:55	23:31	-			SEA RMI	JMVCER				SO PA	UA UA	5 JFK	
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						11-15	N	Y	01/31/2017	DL	2835	JFK	PDX	19:40	23:14	1			PDX RMI	JMSSJM	1			PA	UA	5 JFK	
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						20-27	IN	IN	01/31/201/	^^	33	h.v.	SAN	10.30	21.43			1	SAIN MINI		ــــــــــــــــــــــــــــــــــــــ			iliana	Jun	1 2 JIFK	

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					28	N	N	01/31/2017	AA	95	JFK	SAN	18:30	21:45				SAN	RMI	ERPDZX	!			PA	UA	1 JFK
					29	N	N	01/31/2017	AA	95	JFK	SAN	18:30	21:45				SAN	RMI	OTLDAW				PA	UA	1 JFK
					30-34	N	Y	01/31/2017	DL	221	JFK	TPA	19:40	22:56				TPA	RMI	JOTNGK				PA	UA	5 JFK
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ARRIVALS - 1 FEBRUARY 2017

PF#	DOA PoE	Arr Time	Carrier	Flt	Total	Case	Individual Name	Birthdate	Relation	Nationality	Size	Ро Е
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EGH0039	02/01/17	13:10	LH	430	33							
									PA	ET	1	ORD
									PA	ER	1	ORD
									РА	ER	1	ORD
EGH4022	02/01/17	13:10	LH	430	2							
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ETHOOO	02/01/17	00.00	CT.		al Y:							
ETH0009	02/01/17	09:00	ET	504	26				DA	rn.		1.4.
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					SubTot al Y:						
GHH0013	02/01/17	16:34	DL	220	10						
								PA	SL	1	JFK
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								PΑ	SL		JFK
								PA	CI	5	JFK
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GHH0020	02/01/17	10,50	TK	005	SubTot al Y: 7						
GHH0020	02/01/17	16.50	I I N	003				PA	CF		ORD
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NPH5020	02/01/17	12:25	СХ	806	25						000
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[File] 1/28/2017 1:33:22 AM Page 14 of 30

									01-Jan-50	PA	AF	1	ORD
					SubTot al Y:								
SVH0018	02/01/17	17:45	AA	1520	11								
									05-Nov-13	PA	SV	1	MIA
									30-Dec-72	PA	SV	2	MIA
									10-Jun-01	L	SV		
									27-Jan-82		SV	<u> </u>	MIA
									27-Aug-70	<u> </u>	SV	2	MIA
									16-Oct-03		SV		
									10-Feb-76	L	SV	5	MIA
									06-Feb-00		SV		
									18-Jun-98		SV		
									15-Feb-15	L	SV		
									10-Sep-12	so	SV		
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TRH0019	02/01/17	11:50	TK	003	38	(b)(7)(E)	(b)(6).	(b)(7)(C)					
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TZH0393	02/01/17	07,55	QR	703	34								
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UAH0032	02/01/17	14:45	PS		SubTot al Y:	(b)(6),	(b)(7)(C)	SO SO DA SO DA SO PA PA PA DA SO SO SO SO SO PA WI SO DA WI SO DA SO DA SO DA SO DA SO SO SO SO SO DA WI SO DA WI SO DA DA DA DA DA DA DA DA DA DA DA DA DA	CD CD CD CD CD CD CD CD CD CD CD CD CD C	1 6	JFK JFK
UAH0032	02/01/17	14:45	PS	231	17			PA	UA	2	JFK
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								DA PA	UA UA	1	JFK

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UAH0036	02/01/17	12:55	LH	Sub⊤ot al Y:	(b)(6), (b)(7)(C)	PA HU DA SO DA PA HU DA SO PA HU DA DA DA DA DA	UA UA UA UA UA UA UA UA UA UA UA UA UA U	1 4	JFK JFK JFK
UGH5026	02/01/17	19:05	TK	SubTot al Y: 21		DA DA DA PA DA SO SD PA PA MI SO SO SO	UA UA CD CD CD CD CD CD CD CD CD CD CD CD CD	1	IAD IAD

[File] 1/28/2017 1:33:22 AM Page 17 of 30

UGH5048	02/01/17 1:	2:45	EK	SubTot al Y:	(b)(7)(E)	(b)(6), (b)(7)(C)	SO PA HU SO DA PA PA PA WI	CD CD CD CD CD CD CD CD CD CD CD CD CD	1 1	IAD IAD IAD
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2-Feb-17

PF#	DOA PoE	Arr Time	Carrier	Flt	Total	Case	Individual Name	Birthdate	Relation	Nationality	Size	Po E
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ECH0004	02/02/17	12:11	AA	932	9						ļ	
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									PA	со	3	MIA
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									PA	со	2	MIA
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					SubTot							
TH0010	02/02/17	16:20	LH	402	al Y: 40				<u> </u>			
1110010	02/02/17	10.20	LII	402	44				PA	ER	1	EWR
									!	ER		EWR
						(b)(7)(E)	(b)(6), (b)(7)		PA PA	ER		EWR
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									PA	ER	1	EWR

[File] 1/28/2017 1:33:22 AM Page 19 of 30

ETHOO11	02/02/17	14:00	QR	725	SubTot al Y:	(b)(6), (b)(7)(C)	PA PA PA PA PA DA SO SO PA WI DA GS GD SO DA SO PA	ER ER ER ER ER ER ER ER ER ER ER ER ER E	1 1 1 4 4 1 1 2 2	EWR EWR EWR EWR EWR ORD
ETH0012	02/02/17	15:45	QR	713	SubTot al Y: 26				1 1 2 2	ORD ORD IAH IAH

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									PA DA DA PA DA PA DA PA DA PA DA	ER ER ER ET ET ET ET ET ET ET	3	IAH IAH
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MYH0004	02/02/17	14:15	QR	701	SubTot al Y: 3				PA PA PA PA PA HU SO	CD CD CD CD UG MM MM MM	1 1 1 1	JFK JFK JFK JFK JFK

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					SubTot al Y:							
NPH5021	02/02/17	12:25	СХ	806	27							
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									WI	IN		
									PA	ВТ	1	ORD
									PA	ВТ	1	ORD
									PA	ВТ	4	ORD
									WI	NP		
									DA	ВТ		
									DA	ВТ		
									PA	ВТ	1	ORD
									PA	ВТ	2	ORD
									WI	BT		
									PA	ВТ	2	ORD
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							(b)(6), (b)(7)		PA PA WI	ВТ	1	ORD
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									DA	BT		
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PKH1513	02/02/17	16:35	QR	777	5							
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THE WHITE HOUSE Office of the Press Secretary

For Immediate Release

January 27, 2017

EXECUTIVE ORDER

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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 visaissuance 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.

- $\underline{\operatorname{Sec}}$. $\underline{2}$. $\underline{\operatorname{Policy}}$. 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.
- (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.
- $\underline{\text{Sec}}$. $\underline{8}$. $\underline{\text{Visa Interview Security}}$. (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.
- $\underline{\text{Sec.}}$ $\underline{11}$. $\underline{\text{General Provisions}}$. (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.

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- (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

THE WHITE HOUSE,
January 27, 2017.

#

From: HUTTON, JAMES R

Sent: Sunday, January 29, 2017 11:49 AM

To: HOFFMAN, TODD A; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER

SECURITY ASST DIRECTORS; ENFORCEMENT PROGRAMS DIVISION

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

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

Subject: RE: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign

Terrorist Entry into the United States

DFO's

Cc:

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

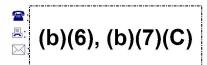
Thank very much for all of your flexibility. We are striving not to burden the Field.

J. Ryan Hutton

Deputy Executive Director

Admissibility and Passenger Programs

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





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From: HUTTON, JAMES R

Sent: Saturday, January 28, 2017 9:34 PM

To: HOFFMAN, TODD A $\{ (b)(6), (b)(7)(C) \}$ DIRECTORS FIELD OPS $\{ (b)(7)(E) \}$; EXECUTIVE DIRECTORS HQ $\{ (b)(7)(E) \}$; BORDER

SECURITY ASST DIRECTORS $\{ (b)(7)(E) \}$ Cc: Owen, Todd C (AC OFO) $\{ (b)(6), (b)(7)(C) \}$ WAGNER, JOHN P $\{ (b)(6), (b)(7)(C) \}$ $\{ (b)(6), (b)(7)(C) \}$

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

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

Importance: High

DFO's

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

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

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

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

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

Sample

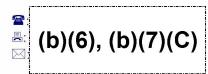
Subject Line: EO 212(f) Exemption for LAST NAME, (f/n) First name

Waiver Narrative

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

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

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





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

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

Importance: High

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman

Executive Director

Admissibility and Passenger Programs

Office of Field Operations

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

the United States"

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

The Department to State has provided CBP with a letter provisionally revoking all immigrant and non-immigrant visas for nationals of Iran, Iran, Libya, Somalia, Sudan, and Yemen. Revocations may not yet be annotated in the system.
 Wherever possible (b)(7)(E) will coordinate the denial of boarding through (b)(7)(E) locations, and (b)(7)(E)
Should aliens, subject to the Executive Order, arrive at the port of entry, CBP officers are instructed to take the following actions:
Applicants bearing Non-Immigrant Visas and First Time Arriving Immigrants: (1) All case processing will be recorded (b)(7)(E) system, according to current policy/procedure.
 (2) Subjects will be allowed to withdraw their application for admission on Form I-275, without a sworn statement. All other procedures pertaining to the processing of Form I-275 withdrawal cases apply. (3) Should the alien decline to withdraw their application for admission, the alien will be placed in Expedited Removal in accordance with standard operating procedures. (4) Aliens claiming fear of return will be referred to an asylum officer, and processed for Expedited Removal/Credible Fear (ERF). Aliens processed under ERF procedures will be referred to ERO for detention. Field Offices should clearly indicate to both CIS and ERO that aliens are subject to Executive Order during the referral process.
(1) Lawful Permanent Residents should be referred for (b)(7)(E) and held at the port of entry until an exemption to the Executive Order is granted. The authority to grant an exemption has been delegated to the Commissioner of CBP, and further delegated to Directors of Field Operations and SES Port Directors. Once an exemption has been granted results of (b)(7)(E) should be notated in (b)(7)(E) with the following language: Individual is subject to Presidential Executive Order and barred from entry pursuant to 212(f) of the INA but has been granted an exemption per (insert DFO/SES PD).
Refugees, Asylees, Unaccompanied Children, and subjects returning to the US with Advanced Parole: (1) Aliens from the above group who are prevented from entry solely as a result of the Executive Order, should be referred for (b)(7)(E) and held at the port of entry until such time as an exemption to the Executive Order can be obtained. This exemption falls to the Secretary of State and Secretary of Homeland Security. Further guidance will be forthcoming on processing these exemptions.
Individuals who fall within any of the above may not be paroled, which includes port parole and deferred inspection. To the extent that there is an emergent medical issue related to an alien who falls within the Executive Order, CBP officers must accompany the alien for any medical care.
 Returning aliens ineligible who withdraw their application for admission: (1) Aliens arriving via air or sea: Commercial carriers are required to remove foreign aliens found ineligible for entry under this order pursuant to 241(c)(1) of the INA. (2) Aliens arriving via land will be returned per current established procedures with the contiguous country.

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

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

Todd A. Hoffman Executive Director, Admissibility and Passenger Programs Office of Field Operations U.S. Customs and Border Protection From: HUTTON, JAMES R Sent: Saturday, January 28, 2017 9:34 PM HOFFMAN, TODD A; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER To: SECURITY ASST DIRECTORS Owen, Todd C (AC OFO); WAGNER, JOHN P; (b)(6), (b)(7)(C)Cc: (b)(6), (b)(7)(C) Subject: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States RE: EO 212(f) Exemption Request for (b)(6)
212(1) in re (b)(6) EO 212(f) Waiver for **Attachments:** RE: Waiver Request for (MINOR)

Importance:

High

DFO's

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

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

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

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

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

Sample

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

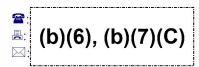
Waiver Narrative

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

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

J. Ryan Hutton Deputy Executive Director Admissibility and Passenger Programs

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





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

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

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A Hoffman

Executive Director

Admissibility and Passenger Programs Office of Field Operations

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

the United States"

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

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

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

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

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

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

Returning Residents,

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

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

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

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

 α

Returning aliens ineligible who withdraw their application for admission:

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

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

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

Todd A. Hoffman Executive Director, Admissibility and Passenger Programs Office of Field Operations U.S. Customs and Border Protection **From:** Owen, Todd C (AC OFO)

Sent: Saturday, January 28, 2017 5:23 PM

To: HUTTON, JAMES R

Cc: DURST, CASEY OWEN; (b)(6), (b)(7)(C) HOFFMAN, TODD A; MURDOCK, JUDSON

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

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

Approved per C1, 1722 hours.

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

From: HUTTON, JAMES R

Sent: Saturday, January 28, 2017 5:03 PM

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

Cc: DURST, CASEY OWEN < (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C); HOFFMAN, TODD A (b)(6), (b)(7)(C); MURDOCK, JUDSON W
(b)(6), (b)(7)(C)

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

Importance: High

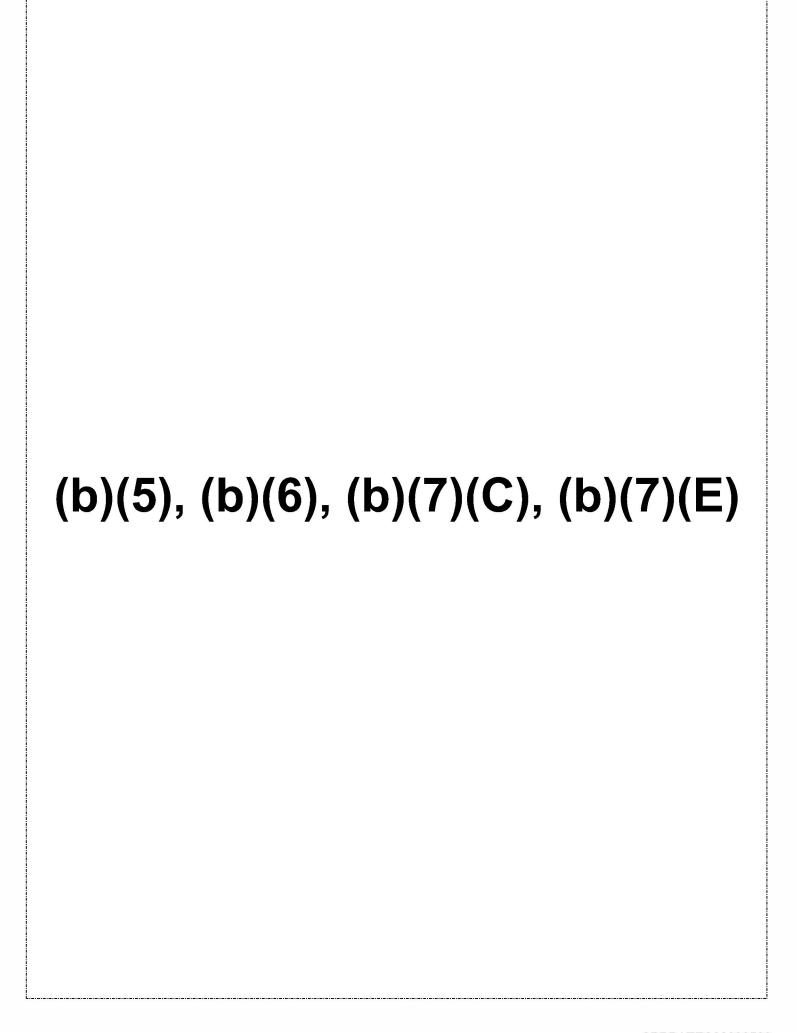
Exemption to Executive Order Request

January 28, 2017

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

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

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



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



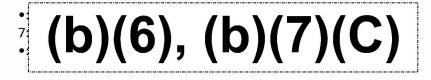
(b)(6), (b)(7)(C)



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From: Sent: To: Cc: Subject:	Owen, Todd C (AC OFO) Saturday, January 28, 201 HUTTON, JAMES R HOFFMAN, TODD A; PER MURDOCK, JUDSON W RE: Waiver Request for 23	ez, robert e;	
Waiver granted by C1, 1312 hours.			
Todd C. Owen			
Executive Assistant Commissioner			
Office of Field Operations			
U.S. Customs & Border Protection			
From: HUTTON, JAMES R			
Sent: Saturday, January 28, 2017 5	i·56·22 PM		
To: Owen, Todd C (AC OFO)			
Cc: HOFFMAN, TODD A; PEREZ, RC	BERT E; (b)(6)	, (b)(7)(C)	MURDOCK, JUDSON W
Subject: Waiver Request for 212(1) in re (b)(6), (b)(7)(0	>)	,
OFO recommends that you	(b)(5), (b)(6), (b)(7)(0	C), (b)(7)(E)

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



(b)(7)(E)

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From: HUTTON, JAMES R

Sent: Saturday, January 28, 2017 7:37 PM

To: Owen, Todd C (AC OFO); (b)(6), (b)(7)(C)

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

Cc: HOFFMAN, TODD A; MURDOCK, JUDSON W; (b)(6), (b)(7)(C) PEREZ, ROBERT E;

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

Subject: EO 212(f) Waiver for AL KOWATLI (f/n) Omar (MINOR)

Importance: High

OCC

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

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

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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



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



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From: HUTTON, JAMES R

Sent: Saturday, January 28, 2017 12:58 AM

To: HOFFMAN, TODD A

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

Subject: Signed memo

Attachments: Executive Order - Protecting the Nation from Foreign Terrorist Entry into the United

States.pdf

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



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



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1300 Pennsylvania Avenue NW Washington, DC 20229



JAN 2 8 2017

Memorandum For:	Directors, Field Ope	erations
From:	Todd A. Hoffman Executive Director	(b)(6), (b)(7)(C)
	Admissibility and P	assenger Programs

Office of Field Operations

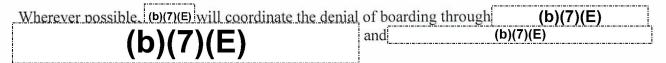
Subject:

Guidance on Executive Order "Protecting the Nation from Foreign

Terrorist Entry into the United States"

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

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



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

monacted to take the rene mag detions.

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

(1) All case processing will be recorded (b)(7)(E)

(b)(7)(E) system, according to current policy/procedure.

(2) Subjects will be allowed to withdraw their application for admission on Form I-275, without a sworn statement. All other procedures pertaining to the processing of Form I-275 withdrawal cases apply.

(3) Should the alien decline to withdraw their application for admission, the alien will be placed in Expedited Removal in accordance with standard operating procedures.

(4) Aliens claiming fear of return will be referred to an asylum officer, and processed for Expedited Removal/Credible Fear (ERF). Aliens processed under ERF procedures will

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

Returning Residents,		· ;
(1) Lawful Permanent Residents should be referred for		and held at
the port of entry until an exemption to the Executive Or		
grant an exemption has been delegated to the Commission delegated to Directors of Field Operations and SES Por		
	notated in (b)(7)(E) w	
following language: Individual is subject to Presidentia	L	
from entry pursuant to 212(f) of the INA but has been g DFO/SES PD).		
Refugees, Asylees, Unaccompanied Children, and subjects retu Parole:	ırning to the US wi	th Advanced
(1) Aliens from the above group who are prevented from en		
Executive Order, should be referred for (b)(7)(at the port of
entry until such time as an exemption to the Executive exemption falls to the Secretary of State and Secretary		
guidance will be forthcoming on processing these exem		ity. Further
Baldanio win or formed image on processing insist one	-p-1-0-1-0-1	
Individuals who fall within any of the above may not be parole		
deferred inspection. To the extent that there is an emergent med		
falls within the Executive Order, CBP officers must accompany	y the allen for any	medical care.
Returning aliens ineligible who withdraw their application for	admission:	
(1) Aliens arriving via air or sea: Commercial carriers are r		foreign aliens
found ineligible for entry under this order pursuant to 2		
(2) Aliens arriving via land will be returned per current esta	ablished procedure	s with the
contiguous country.		
Please ensure that this memorandum and attached muster are d	isseminated to all t	oorts of entry
within your jurisdiction. If you have any questions or require a		
contact (b)(6), (b)(7)(C) (A) Director, Enforcement		
(b)(6), (b)(7)(C)		l
<u> </u>		

Largest

From:	(b)(6), (b)(7)(C)
10111.	

Sent: Thursday, February 02, 2017 11:05 AM

To: SSM OFO- MANAGERS

Subject: FW: 20170127 Executive Order Consolidated Guidance **Attachments:** Executive Order Consolidated Guidance Feb 02 2017.docx

Importance: High

All,

Attached is a consolidated list of the requirements for the E.O. Also, below you will find two new requirements for encounters with Landed Immigrants in Canada and another for anyone who receives an exception and is admitted.

Thank you for your continued support in this. I know it's a lot to take in and we haven't yet had any encounters but we will and we need to be prepared.

Thanks

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

Port Director

Office of Field Operations

U.S. Customs and Border Protection

Sault Ste. Marie, MI 49783

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

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

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

Sent: Thursday, February 02, 2017 10:38 AM

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

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

 Cc: PERRY, CHRISTOPHER M
 (b)(6), (b)(7)(C)
 Detroit Field Office WC

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

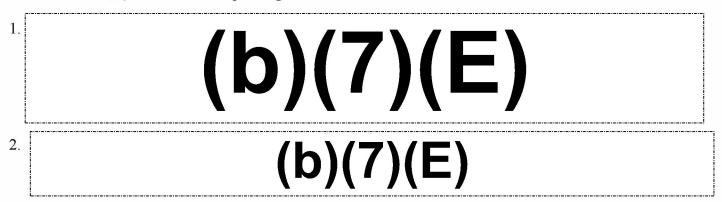
Subject: 20170127 Executive Order Consolidated Guidance

Importance: High

Good Morning All,

To avoid confusion due to the many changes since the issuance of the 20170127 Executive Order, Protecting the Nation from Foreign Terrorist Entry into the United States, please find attached a consolidated version of all of the guidance as of February 2, 2017, for your reference.

Additionally, effective immediately, our office is requesting the following be done to assist us with questions from HQ (see also the "Reporting" section of the attachment:



Thank you very much,

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

Program Manager

Detroit Field Office

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

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

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

E-mail: (b)(6), (b)(7)(C)

Executive Order (EO): Protecting the Nation from Foreign Terrorist Entry into the United States (1/27/2017)

All entry of aliens who are nationals (citizens) of Iran, Iraq, Libya, Somalia, Sudan, Syria, and Yemen is suspended in accordance with Section 212(f) of the INA and their visas have been temporarily suspended. This includes:

- all non-immigrant classifications with the exception of foreign nationals traveling on visas classified as Diplomatic (A1, A2,), NATO, C2, G1, G2, G3, and G4;
- all new immigrants

Applicants bearing Non-Immigrant Visas and First Time Arriving Im	<u>nmigrants:</u>
---	-------------------

(b)(7)(E)	
(b)(7)(E)	
(b)(7)(E)	
(b)(7)(E)	
(b)(7)(E)	
(b)(7)(E)	
All case processing will be recorded in	(b)(7)(E)
(b)(7)(E) system, according to current policy/pr	ocedure.
Subjects will be allowed to withdraw their applications	cation for admission. (b)(7)(E)
(b)(7)(E)
(b)(7)(E)	

- Should the alien decline to withdraw their application for admission, the alien will be placed in Expedited Removal in accordance with standard operating procedures.
- Aliens claiming fear of return will be referred to an asylum officer, and processed for Expedited Removal/Credible Fear (ERF). Aliens processed under ERF will be referred to ERO for detention. Make sure to indicate to both USCIS and ERO if the aliens being processed for a Credible Fear are subject to the Executive Order.

Canadian Landed Immigrants:

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

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

The admission of such individuals must be in the national interest of the United States. Prior to any such admission, each individual must be subjected to a thorough examination by an immigration officer, to include CBP conduct of: (b)(7)(E)

(b)(7)(E)

Refugees (including 1st time encountered), Asylees, Unaccompanied Alien Children (UAC), and subjects returning to the US with I-512 issued by USCIS (Advanced Parole):

Aliens from the above group who	are prevented fr	om entry sol	ely as a result of the Executive	;
Order, should be referred for	(b)(7)(E)	and held	d at the port of entry until such	
time as an exemption to the Execu	utive Order can b	e obtained.	(b)(7)(E)	
(b)(7)(E	Ξ)		Waiver authority for these	
travelers is delegated to the CBP		-		
traveler submit the request via e-r	nail to the follow	ing: DFO C	hris Perry, ADFO (b)(6), (b)(7)(C)
ADFO (b)(6), (b)(7)(C) ADFO (b)(6), (b)(7)(C) and	the Detroit	Field Office WC mailbox. Th	ıe
waiver request will be forwarded	as appropriate by	y the Detroit	Field Office Watch Command	er.

The waiver request must be in the below format:

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

Waiver Narrative OFO recommends that (b)(5), (b)(7)(E)

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

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

Parole or Deferral Not Authorized:

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

Travelers Not Seeking Entry:

The Executive Order does <u>not</u> apply to individuals not making entry into the United States. Travelers not seeking entry into the United States would include, but not limited to: those denied entry into Canada and returned to the United States, lost travelers, aliens who walk in off the street to ask question. Remember other immigration actions may be appropriate even though the Executive Order does not apply.

Evidence of Citizenship:

For purposes of the Executive Order, the document presented to the CBP officer will be the determining factor in determining citizenship. If an individual presents a passport from a country that is not covered by the Executive Order, they would be treated as a citizen of that country. The term "passport" means any travel document issued by competent authority showing the bearer's origin, identity, and nationality, if any, which is valid for the admission of the bearer into a foreign country. This definition would include reentry permits issued by USCIS.

Trusted Traveler Cards (NEXUS, FAST, Global Entry):

Lift all Trusted Traveler cards that are in the possession of nationals of Iraq, Iran, Syria, Sudan, Libya, Yemen or Somalia. CBP officers will send these cards to the Trusted Traveler Enrollment Center for disposition. Note that Lawful Permanent Residents (including Commuters) should no longer have their Trusted Traveler cards lifted.

Enrollment Centers will revoke these cards to maintain a log of all PASS IDs and names of the revoked individuals. Enrollment center officers must not shred these cards, the Center supervisor will take custody.

Enrollment Centers can no longer use the <u>external comment</u> for denial/revocation "Revocation due to President Trump's Immigration Executive Order - 20170127". We will be using that <u>only</u> for internal use. When there has been a denial/revocation, the officers must click on "You no longer meet program eligibility".

Inquiries:

Operational questions should be addressed by station supervisor. Do not address policy questions or what if questions. If a supervisor cannot answer a question they should refer the matter to a Chief or WC.

Media inquiries should be directed to (b)(6), (b)(7)(C) at (b)(6), (b)(7)(C)

Congressional Inquiries should be directed to the Detroit Field Office.

Inquiries from members of AILA chapters should be directed to **(b)(6), (b)(7)(C)** at AILA National.

Professionalism:

Professionalism is very important. CBP officers must be deliberate in their choice of words and communication on this subject. Media reports are coming out suggesting that CBP officers are advising people to contact Mr. Trump if they have questions. This is <u>not</u> acceptable. Be professional in communication, explain as best as we can, and direct to a supervisor or public affairs if necessary. We have a job to do but we need to ensure our professionalism so we are not part of the story. Furthermore, CBPOs should <u>not</u> do or say anything that tends to encourage or otherwise causes aliens subject to the EO to withdraw application for admission or to abandon any lawfully-obtained status and return, including by threatening such aliens with legal consequences for not withdrawing an application for admission.

Reporting:

Reporting for the 20170127 Executive Order is a cumulative count as well as a reporting period count.

Send reports to the "Detroit Field Office WC" mailbox:

- Each report (due to the Detroit Field Office WC by 0400, 1400 and 2000 hours) will include a running total to include the encounters from all prior reports, as well as a separate count for that specific reporting period; the reporting numbers will not reset each day.
- HQ has been consistently asking for details about the circumstances for any adverse actions relating to aliens not allowed entry due to the Executive Order. Please attach a copy of the Form I-213, Record of Deportable/Inadmissible Alien, to any 20170127 Executive Order report that is submitted to the Detroit Field Office for aliens subject to the 20170127 Executive Order that have been processed for adverse actions.



From:	(b)(6), (b)(7)(C)	
Sent:	Friday, February 03, 2017 10:30 AM	
To:	(b)(6) (b)(7)(C)	
Cc:	(b)(6), (b)(7)(C)	
Subject:	OIG	

All,

I wanted to make you aware that the Office of the Inspector General is showing up at ports of entry in connection with the Executive Order "Protecting the Nation from Foreign Terrorist Entry Into the United States." It is possible that the OIG may come to Sault Ste. Marie.

Thank You.

(b)(6), (b)(7)(C)
Port Director
Office of Field Operations
U.S. Customs and Border Protection
Sault Ste. Marie, MI 49783
Office: (b)(6), (b)(7)(C)

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

From:	(b)(6), (b)(7)(C)
Sent:	Wednesday, February 01, 2017 10:36 AM
То:	(b)(6), (b)(7)(C)
Subject:	RE: Executive Order 20170127 - NEXUS/Global Entry
eus (eurx) is sick today.	
in today.	
(b)(6), (b)(7)(C)	
Port Director	
Office of Field Operations	
U.S. Customs and Border Prote	ction
Sault Ste. Marie, MI 49783	
Office: (b)(6), (b)(7)(C)	
Cell: (b)(6), (b)(7)(C)	!
,	
From: (b)(6), (b)(7)(C)	
Sent: Wednesday, February 01, 20)17 9:28 AM
	b)(7)(C)
Cc: (b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)
Subject: FW: Executive Order 201	/012/ - NEXUS/Global Entry
Importance: High	
7777777777777	
(b)(6), (b)(7)(C)	
Please handle.	
ricase nandic.	
Thanks,	
manks,	
(b)(6), (b)(7)(C)	
Asst. Port Director, Tactical	
U.S. Customs and Border Protection	n
(b)(6), (b)(7)(C)	
<i>B</i> ℬ: (b)(6), (b)(7)(C)	
From: (b)(6), (b)(7)(C)	
Sent: Wednesday, February 01, 20	017 9:27 AM
То:	(b)(6), (b)(7)(C)
	(b)(6), (b)(7)(C)
	1

/I- \/ (0\
(b)(6), (b)(7)(C)
Cc: Detroit Field Office WC (b)(7)(E) Subject: RE: Executive Order 20170127 - NEXUS/Global Entry Importance: High
Good morning,
This is urgent. Please inform the Enrollment Centers can no longer use the external comment for denial/revocation "Revocation due to President Trump's Immigration Executive Order - 20170127". We will be using that only for internal use. When there has been a denial/revocation, the officers must click on "You relonger meet program eligibility". If the supervisor receives phone calls, they are only allowed to give out the Ombudsman's address. Please inform your EC officers as soon as you possibly can.
Thank you, (b)(6), (b)(7)(C) Program Manager Detroit Field Office (b)(6), (b)(7)(C)
From: (b)(6), (b)(7)(C) Sent: Tuesday, January 31, 2017 9:33 AM
To:[(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) Cc: Detroit Field Office WC (b)(7)(E) Subject: RE: Executive Order 20170127 - NEXUS/Global Entry
Good morning,
Please inform your officers at your Enrollment Centers (b)(5), (b)(7)(E) members that are already in the TTP for revocation purposes. We <u>can not</u> revoke unless they attempt entry.
If you have any questions or concerns, please feel free to contact me.
Thank you, (b)(6), (b)(7)(C) Program Manager Detroit Field Office (b)(6), (b)(7)(C)
From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 3:49 PM To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: Detroit Field Office WC (b)(7)(E)

Subject: RE: Executive Order 20170127 - NEXUS/Global Entry Importance: High Good afternoon,

PM ((a)(a). (a)(7)(c)) restated that the revocations for all the Trusted Traveler Programs even apply to U.S. LPRs. HQ is still waiting for official guidance.

Please inform your Enrollment Centers not to shred the cards but hold onto them until we have official guidance.

Thank you,

(b)(6), (b)(7)(C) Program Manager **Detroit Field Office** (b)(6), (b)(7)(C)

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

Sent: Monday, January 30, 2017 10:34 AM

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

Cc: Detroit Field Office WC

Subject: RE: Executive Order 20170127 - NEXUS/Global Entry

Importance: High

I apologize for not informing you that FAST card holders will also fall into this category.

Thank you,

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

Program Manager

Detroit Field Office

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

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

Sent: Monday, January 30, 2017 10:14 AM

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

Cc: Detroit Field Office WC

Subject: Executive Order 20170127 - NEXUS/Global Entry

Importance: High

Good morning,

I spoke with Program Manage (b)(6), (b)(7)(C) concerning NEXUS card holders that are Permanent Residents of Canada but are from Iraq, Iran, Syria, Sudan, Libya, Yemen or Somalia. There has not been any official word on how to proceed, but to be proactive, all persons from those countries will have their NEXUS card

revoked. Please ensure your officers working the NEXUS lanes are given this information. If a Global Entry member came through pre-clearance undetected, this applies to them as well.

The card holder will need to proceed to the Enrollment Center to be revoked. Your Enrollment Center's need to maintain a log of all PASS IDs and names of the revoked individuals. In the comment section for the revocation, the Enrollment Center Officer's must state "Revocation due to President Trump's Immigration Executive Order - 20170127".

Thank you for your prompt attention to this matter.

Thank you,

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

Program Manager Detroit Field Office

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

From:	(b)(6), (b)(7)(C)
Sent:	Friday, February 03, 2017 9:17 PM
То:	(b)(6), (b)(7)(C)
Subject:	RE: IMMEDIATE ACTION: District Court Ruling Enjoining the Executive Order
Cool. Thanks	
(b)(6), (b)(7)(C) Port Director	
Office of Field Operations	
U.S. Customs & Border Protect	ion
Sault Ste. Marie, Michigan	
W: (b)(6), (b)(7)(C)	
C: (b)(6), (b)(7)(C)	
From: (b)(6), (b)(7)(C)	
Sent: Friday, February 03, 2017 9	0:00:16 PM
To: (b)(6), (b)(7)(C)	N: District Court Ruling Enjoining the Executive Order
Subject: RE. IMMEDIATE ACTION	V. District Court Ruling Enjoining the Executive Order
Lol, yeah no more zero's. Actua	ally do have to finish last report tonight and then we are done
, ,	
From: (b)(6), (b)(7)(C) Sent: Friday, February 03, 2017 8 To: (b)(6), (b)(7)(C) Subject: FW: IMMEDIATE ACTIO Does this mean no more reporti (b)(6), (b)(7)(C) Port Director Office of Field Operations U.S. Customs & Border Protect Sault Ste. Marie, Michigan W: (b)(6), (b)(7)(C) C: (b)(6), (b)(7)(C)	N: District Court Ruling Enjoining the Executive Order
From: PERRY, CHRISTOPHER M Sent: Friday, February 03, 2017 8	
To: (b)(6) (b)(7)(C)	(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) Cc: (b)(6), (b)(7)(C)	Detroit Field Office WC; (b)(6), (b)(7)(C)
Subject: FW: IMMEDIATE ACTIO	Detroit Field Office WC; (b)(6), (b)(7)(C) N: District Court Ruling Enjoining the Executive Order
PDs:	

Please see below and suspend enforcement of the EO based on the guidance below immediately.

As we get additional direction, we will let you know.

DTW - please advise your impacted carriers.

If you have any questions please reach out to FO.

Thank you for your flexibility as we work through this.

Thanks,

Chris

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

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

From: MCALEENAN, KEVIN K

Sent: Friday, February 03, 2017 8:23:19 PM

To: Owen, Todd C (AC OFO); WAGNER, JOHN P; HOFFMAN, TODD A; DIRECTORS FIELD OPS

Cc: ALLES, RANDOLPH D; (b)(6), (b)(7)(C) HUTTON,

JAMES R; FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)

Subject: IMMEDIATE ACTION: District Court Ruling Enjoining the Executive Order

All,

(b)(5)

(b)(5)

Please communicate this suspension as appropriate with key stakeholders such as airlines.

We are informed that the Administration is considering options to expeditiously appeal this ruling. We will update you with further guidance as soon as it is received.

Thank you,



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

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

Vigilance · Service · Integrity

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

Sent: Friday, February 03, 2017 10:25 PM

To: SSM OFO- MANAGERS

Subject: FW: Provisional Revocations Lifted in Compliance with Court Order

All,

Here we go with new changes. Please see below.

Thanks

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

W:

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

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

Sent: Friday, February 03, 2017 10:21:25 PM

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

Field Office WC

Subject: RE: Provisional Revocations Lifted in Compliance with Court Order

(b)(7)(E)

Evom	DEDDV	CHRISTOPHER	N/I
Promis	PERRI	LOKINIUPOCK	171

Sent: Friday, February 03, 2017 10:04:22 PM

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

Office WC

Subject: RE: Provisional Revocations Lifted in Compliance with Court Order

We are seeking guidance from the CAT on how to address any visa that we cancelled of we encounter someone returning.

Thanks,

Chris

Christopher Perry
Director, Field Operations
Detroit Field Office
U.S. Customs and Border Protection
(b)(6), (b)(7)(C) (cell) (cell)
From: PERRY, CHRISTOPHER M Sent: Friday, February 03, 2017 9:40:04 PM To: (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) Detroit Field
To: (b)(6), (b)(7)(C)
To: (b)(6), (b)(7)(C) Office WC Office WC
Office WC Subject: FW: Provisional Revocations Lifted in Compliance with Court Order
The letter attached from DOS reverses the provisional revocation of visas.
Thanks,
Chris
Christopher Perry Director, Field Operations Detroit Field Office U.S. Customs and Border Protection (b)(6), (b)(7)(C) (cell)
From: HOFFMAN, TODD A Sent: Friday, February 03, 2017 9:20:44 PM To: MCALEENAN, KEVIN K; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ Cc: FLANAGAN, PATRICK S; (b)(6), (b)(7)(C) HUTTON, JAMES R; (b)(6), (b)(7)(C) Subject: FW: Provisional Revocations Lifted in Compliance with Court Order
Department of State letter attached.
Todd A. Hoffman Executive Director, Admissibility and Passenger Programs Office of Field Operations
U.S. Customs and Border Protection
From: (b)(6) Sent: Friday, February 03, 2017 9:15 PM To: HOFFMAN, TODD A (b)(6), (b)(7)(C) Subject: FW: Provisional Revocations Lifted in Compliance with Court Order
Sent: Friday, February 03, 2017 9:15 PM
To: HOFFMAN, TODD A (b)(6), (b)(7)(C) Subject: FW: Provisional Revocations Lifted in Compliance with Court Order
Letter attached. State lawyers will forward copy to CBP counsel.
Regards.

(b)(6)
(b)(6) Deputy Assistant Secretary Bureau of Consular Affairs Department of State
Official UNCLASSIFIED
From: (b)(6) Sent: Friday, February 03, 2017 9:10 PM To: (b)(6) Subject: FW: reversal global
Your letter reversing.
(b)(6) Director of Legal Affairs, Visa Office Bureau of Consular Affairs US Department of State Tel. (b)(6)

Official

UNCLASSIFIED

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

Sent: Tuesday, January 31, 2017 8:58 PM

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

Subject: RE: FAQs

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

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

 \mathbf{W} :

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

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

Sent: Tuesday, January 31, 2017 8:34:26 PM **To:** (b)(6), (b)(7)(C) SSM OFO- MANAGERS

Subject: RE: FAQs

The FAQs are written for reporters by reading them. #19 relates to the first message sent tonight about landed immigrants in Canada. It is nice and concise and that is all I found useful in these FAQs. Just an FYI to save you some time. I saved them to the EO folder on the sups drive in a better format so you don't waste so much paper as well (The adjusted form is attached too).

Thanks,

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

Chief Supervisory CBP Officer

Professionalism Service Manager (PSM)

Office of Field Operations

U.S. Customs and Border Protection

Sault Ste. Marie, MI

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

Cell: (b)

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

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

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

Sent: Tuesday, January 31, 2017 8:17 PM

To: SSM OFO- MANAGERS (b)(7)(E) Subject: FW: FAQs
Here are the faq's we were looking for.
(b)(6), (b)(7)(C) Port Director
Office of Field Operations
U.S. Customs & Border Protection
Sault Ste. Marie, Michigan
W: (b)(6), (b)(7)(C)
From: PERRY, CHRISTOPHER M Sent: Tuesday, January 31, 2017 7:40:30 PM
Το: (b)(6), (b)(7)(C) Detroit Field Office WC
Subject: FW: FAQs
FYSA - Q&A's. We continue to refer media and info inquiries to HQ through the FO.
Thanks,
Chris
Christopher Perry
Director, Field Operations
Detroit Field Office
U.S. Customs and Border Protection
(b)(6), (b)(7)(C) (office) (cell)
From: HOFFMAN, TODD A
Sent: Tuesday, January 31, 2017 7:23:24 PM
To: DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ Subject: FW: FAQs
FYSA. Please continue to direct all information requests to HQ.
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 7:12 PM To: (b)(6), (b)(7)(C)
To: (b)(6), (b)(7)(C) (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)	FRIEL, MICHAEL J	(b)(6), (b)(7)(C)	
Cc: FLANAGAN, PATRICK S	(b)(6), (b)(7)(C)		i
Subject: RE: EAOs			

All,

The attached FAQs have been approved by the Commissioner. This will remain an iterative document as we get new/updated questions so please share the question and draft responses so we can continue to keep this document updated. Please let me know if you have any additional questions.

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

Office of the Commissioner U.S. Customs and Border Protection Office: (b)(6), (b)(7)(C)

From:

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

Sent:

Monday, January 30, 2017 9:41 PM

To:

SSM OFO- MANAGERS

Subject:

FW: Guidance on Withdrawal - Court Compliance

All,

Please see below updated guidance on Withdrawal - court Compliance. Please inform the officers.

Thank you,

From:

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

Sent: Monday, January 30, 2017 9:32:58 PM

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

Cc: PERRY, CHRISTOPHER M;

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

Detroit Field Office WC

Subject: FW: Guidance on Withdrawal - Court Compliance

Good Evening,

With regards to applicants for admission that are subject to the EO, please ensure that Officers receive the following guidance from the Office of Chief Counsel (OCC):

(b)(5)

Please forward/ distribute this information to the appropriate personnel within your AOR.

Thank you,

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

CBPO/ Program Manager

Detroit Field Office

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

From: HUTTON, JAMES R

Sent: Monday, January 30, 2017 9:16:46 PM

To: DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; EXECUTIVE DIRECTORS HQ

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

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

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

Subject: Guidance on Withdrawal - Court Compliance

DFO's

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

(b)(5)

J. Ryan Hutton

Deputy Executive Director

Admissibility and Passenger Programs

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

Washington, DC

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



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From:	(b)(6),	(b)(7)(C)	j		
		Principles of the State of the	20	2047	7 47 1	_

Sent: Monday, January 30, 2017 7:17 PM

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

Cc: HOFFMAN, TODD A < (b)(6), (b)(7)(C) ; HUTTON, JAMES R < (b)(6), (b)(7)(C)

(b)(0), (b)(7)(0)

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

Subject: Guidance on Withdrawal

(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:

Tuesday, January 31, 2017 8:34 PM Sent:

(b)(6), (b)(7)(C) | SSM OFO- MANAGERS To:

RE: FAQs Subject:

Final QA v5 (Q1-25).docx Attachments:

The FAQs are written for reporters by reading them. #19 relates to the first message sent tonight about landed immigrants in Canada. It is nice and concise and that is all I found useful in these FAQs. Just an FYI to save you some time. I saved them to the EO folder on the sups drive in a better format so you don't waste so much paper as well (The adjusted form is attached too).

Thanks,

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

Chief Supervisory CBP Officer

Professionalism Service Manager (PSM)

Office of Field Operations

U.S. Customs and Border Protection

Sault Ste. Marie, MI

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

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

Fax:

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

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

Sent: Tuesday, January 31, 2017 8:17 PM

(b)(7)(E)To: SSM OFO- MANAGERS

Subject: FW: FAQs

Here are the faq's we were looking for.

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

From: PERRY, CHRISTOPHER M

Sent: Tuesday, January 31, 2017 7:40:30 PM

То		(b)(6)	, (b)(7)(C)	Detroit Field Office WC
		(b)(6), (b)(7)(C)		Detroit Field Office WC
			quiries to HQ through th	
Thanks,				
Chris				
Christopher Perry Director, Field Ope Detroit Field Office U.S. Customs and E (b)(6), (b)(7)(C) (cell)	e Border Protec ce)	etion		
From: HOFFMAN, TO Sent: Tuesday, Janu To: DIRECTORS FIEL Subject: FW: FAQs	ary 31, 2017	7:23:24 PM UTIVE DIRECTORS HQ		
FYSA. Please cont	inue to direc	t all information request	ts to HQ.	
Todd A. Hoffman Executive Director, Office of Field Ope U.S. Customs and E	erations	ty and Passenger Progra	ıms	
From: (b)(6), (b)(7) Sent: Tuesday, Janua				
То:		(b)(6), ((b)(6), (b)(b)(7)(C) 7)(C)	
(b)(6), (b)(7) (b)(6), (b) Cc: FLANAGAN, PATR Subject: RE: FAQs)(7)(C)	TTON, JAMES R {	(b)(6), (b)(7)(C) (b)(6), (b)(7)(C)	; HOFFMAN, TODD A
All,				
new/updated question	ons so please :			ative document as we get ontinue to keep this document
Best,				
(b)(6), (b)(7)(C)				

Office of the Commissioner
U.S. Customs and Border Protection
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)

Subject: Revised Executive Order Reporting Guidelines

Start: 2/9/2017 11:00 AM

End: 2/9/2017 11:00 AM

Show Time As: Tentative

Recurrence: Daily

Recurrence Pattern: every day at 11:00 AM

Meeting Status: Not yet responded

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

Required Attendees: SSM OFO- MANAGERS

All,

As expected, there are changes to our daily reporting requirements. Effective immediately, we will be required to submit the two spreadsheets attached to this email twice daily at 1100 and 2300. We are still required to submit the 1400 hour report today only (Feb 3). Please see the instructions below and let me know if you have any questions.

Reports are due on the 11's beginning at 2300 tonight (Feb 3).

Thanks

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

Field Office: ALL Date: 2/3/2017

Executive Order Tracking - 24 Hour Reporting Period

								Fe	bruary 1, 20	17									
Country		Visa Encounter		Number of Refugees Encounters	No Doc Encounters	I-512 Encounters	Number of Widthdrawl s Granted	Number of Expedited Removals	Returning Refugee NOT granted waiver	Returning Refugee granted waiver	Number of Expedited Removals with Fear Claim	Number of Non- Immigrant s NOT granted waivers	Number of Non- Immigrant s granted waivers	Number of Immigrants NOT granted waivers	Number of Immigrants granted waivers	Canadian Landed waiver NOT granted	Canadian Landed waiver granted	I-512 waiver NOT granted	I-512 waiver Granted
Iran																			
Iraq																			
Libya																			
Somalia																			
Sudan																			
Syria																			
Syria Yemen																			
Canada																			
Total	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

Date	FO	POE	Name	DOB	LPR/Non-LPR	Status	Verified	If denied, need highlevel bullets why
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							If denied exception,
							need highlevel bullets
Date	FO	POE	Name	DOB	Documents Presented	Disposition	why

							If denied exception,
							need highlevel bullets
Date	FO	POE	Name	DOB	Documents Presented	Disposition	why

					Proof of		Custody Status wit	h
Date	FO	POE	Name	DOB	Citizenship/Identity	Disposition	Date/Time	

						Why no exception	Are they in CBP custody
						granted: High level	still? If so, why. If not,
Date	FO	POE	Name	DOB	Documents Presented	bullets	how did they depart.

Subject: Revised Executive Order Reporting Guidelines

Start: 2/9/2017 11:00 PM

End: 2/9/2017 11:00 PM

Show Time As: Tentative

Recurrence: Daily

Recurrence Pattern: every day at 11:00 PM

Meeting Status: Not yet responded

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

Required Attendees: SSM OFO- MANAGERS

All,

As expected, there are changes to our daily reporting requirements. Effective immediately, we will be required to submit the two spreadsheets attached to this email twice daily at 1100 and 2300. We are still required to submit the 1400 hour report today only (Feb 3). Please see the instructions below and let me know if you have any questions.

Reports are due on the 11's beginning at 2300 tonight (Feb 3).

Thanks

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

Port Director

Date	FO	POE	Name	DOB	LPR/Non-LPR	Status	Verified	If denied, need highlevel bullets why
							Y	
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							If denied exception,
							need highlevel bullets
Date	FO	POE	Name	DOB	Documents Presented	Disposition	why

							If denied exception,
							need highlevel bullets
Date	FO	POE	Name	DOB	Documents Presented	Disposition	why

					Proof of		Custody Status wit	h
Date	FO	POE	Name	DOB	Citizenship/Identity	Disposition	Date/Time	

						Why no exception	Are they in CBP custody
						granted: High level	still? If so, why. If not,
Date	FO	POE	Name	DOB	Documents Presented	bullets	how did they depart.

Field Office: ALL Date: 2/3/2017

Executive Order Tracking - 24 Hour Reporting Period

								Fe	bruary 1, 20	17									
Country		Visa Encounter		Number of Refugees Encounters	No Doc Encounters	I-512 Encounters	Number of Widthdrawl s Granted	Number of Expedited Removals	Returning Refugee NOT granted waiver	Returning Refugee granted waiver	Number of Expedited Removals with Fear Claim	Number of Non- Immigrant s NOT granted waivers	Number of Non- Immigrant s granted waivers	Number of Immigrants NOT granted waivers	Number of Immigrants granted waivers	Canadian Landed waiver NOT granted	Canadian Landed waiver granted	I-512 waiver NOT granted	I-512 waiver Granted
Iran																			
Iraq																			
Libya																			
Somalia																			
Sudan																			
Syria																			
Syria Yemen																			
Canada																			
Total	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

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

Sent: Friday, February 03, 2017 11:07 AM

To: (b)(7)(E) SSM OFO- MANAGERS

Subject: RE: Revised Executive Order Reporting Guidelines

Attachments: SSM Revised (020317) EO Reporting .xlsx

A11-

You can see I sent out new calendar reminders and I also updated the folders and added the new spreadsheet that uses the entire day (24 hours). It is attached as well. Just save them to each corresponding folder (1100 or 2300) each time you send them out so we have tracking accountability. It looks like you only need to change the date every other time it is sent now, unless we have a reportable encounter.

The new updated template is attached as well.

Thanks,

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

Chief Supervisory CBP Officer Professionalism Service Manager (PSM) Office of Field Operations U.S. Customs and Border Protection

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

This document and any attachment(s) may contain restricted, sensitive, and/or law enforcement-sensitive information belonging to the US. Government. It is not for release, review, retransmission, dissemination, or use by anyone other than the intended recipient. If you received this communication in error, please immediately notify the sender and delete or destroy this communication and all attachments.

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 10:46 AM

To: SSM OFO- MANAGERS (b)(7)(E)
Subject: FW: Revised Executive Order Reporting Guidelines

All,

As expected, there are changes to our daily reporting requirements. <u>Effective immediately, we will be required to submit the two spreadsheets attached to this email twice daily at 1100 and 2300.</u> We are still required to submit the 1400 hour report today only (Feb 3). Please see the instructions below and let me know if you have any questions.

Reports are due on the 11's beginning at 2300 tonight (Feb 3).

Thanks

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

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

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

From: (b)(6), (b)(7)(C)			
Sent: Friday, February 03, 2017 10:32 AN	Л		
		(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)(6), (b)(7)(C)		(b)(6), (b)(7)(C)	
(1	o)(6), (b)(7)(C)		
(b)(6), (b)(7)(C)			(6), (b)(7)(C)
	(b)(6), (b)(7)(C)	
	(b)(6), (b)(7)(C)		
(b)(6), (b)(7)(C)			
Cc: PERRY, CHRISTOPHER M	(b)(6), (b)(7)(0	>)	1
(1	o)(6), (b)(7)(C)		Detroit Field Office WC
(b)(7)(E)			
Subject: RE: Revised Executive Order Rep	oorting Guidelines		

Good Morning PD's and APD's,

The Executive Order reporting will now be twice a day beginning at midnight tonight (the 1400 report is due today, but there is no 2000 report today). These spreadsheets will be due each day to HQ at 1200 and 2400. The ports will need to send their spreadsheets to **Field Office WC 1 hour prior at 1100 and 2300**.

The attached Revised EO Reporting Detroit Field Office spreadsheet must be completed for each reporting period. There is no longer a need for cumulative totals.

The attached Waiver Request spreadsheet has tabs for details about travelers encountered. Included is a tab for DFO considered exceptions, Refugees, Canadian Landed Immigrants, EO affected aliens encountered without identity documents.

For any EO waiver exceptions granted by a Director of Field Operations, please list the country of citizenship of the subject, how the subject presented themselves and the final disposition. If a waiver is denied, please provide bullets in the appropriate column.

In regards to withdrawals (WD) tab, please only report on aliens granted WD who actually depart the United States or are referred to Enforcement and Removal Operations. Do not report pending aliens, or those granted

an EO exception. For each withdrawal, please include bullets regarding the reason for the withdrawal and the type of admission intended (i.e.; B1/B2, etc.).

This spreadsheet <u>must be filled out completely</u>, to include country of citizenship, how the subject presented themselves, the final disposition and high level bullets in the appropriate column (if required).

Thank you,

(b)(6), (b)(7)(C)
CBPO / Program Manager
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C) On B	ehalf <mark>Of</mark> OFO-I	FIELD LIAISON	
Sent: Friday, February 03, 2017 3	:07 AM		
To: DIRECTORS FIELD OPS	(b)(7)((E) ; BORDER SECURITY ASS	ST DIRECTORS
7- > 7->	\	TRADE OPERATIONS ASST DIRECTO	RS
/h\/7\/		; MISSION SUPPORT ASST DIRECTO	DRS
		EXECUTIVE DIRECTORS HQ	
\ / / \ / \	. /		
Cc: ENFORCEMENT PROGRAMS D	IVISION {	(b)(7)(E)	OFO-FIELD LIAISON
(b)(7)(E)		(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)(6), (b)(7)(C)
(b)(b), (b)(1)(c)			\\.\.\.\.\.\.\.\.\.\.\.\.\.\.\.\.

Subject: Revised Executive Order Reporting Guidelines

Directors,

Thank you for your outstanding support, flexibility and response over the past week in regard to the changing Executive Order (EO) reporting requirements.

The EO Crisis Action Team (CAT) is working to automate, streamline, and reduce the number of reporting periods currently required of the Field.

For today's 0500 and 1500 (EST) reports, please use the existing template and submit via email. It will not be necessary to submit a 2100 report today.

Beginning Saturday, February 4, 2017, Field Offices will only need to submit stats twice daily via SharePoint, as shown on the attached revised templates.

Guidance for use of revised templates:

The EO CAT has created a page on the Incident Management Division SharePoint site.

Beginning Saturday, February 4, 2017, reports must be submitted via the site:

(b)(7)(E)

in the "Revised EO Reporting 24 HR Period" file.

3

Starting Saturday, February 4, 2017, reports must be submitted via SharePoint by 0001 (EST) and 1200 (EST).

Each Field Office (FO) must submit the name(s) of FO points of contact (POC) for reporting. The POCs will be granted access to the SharePoint site. It is imperative that the spreadsheets are provided timely and accurately. POCs should ensure the date and time on the submission is modified once the information has been submitted. POC names must be forwarded to the EO CAT NLT 1300 (EST) February 3, 2017.

A consolidated "Waiver Request" file is also available via the SharePoint site. This spreadsheet has tabs for details about travelers encountered. Included is a tab for DFO/SES PD considered exceptions, Refugees, Canadian Landed Immigrants, EO affected aliens encountered without identity documents. The spreadsheet must be filled out completely, to include country of citizenship, how the subject presented themselves, the final disposition and high level bullets in the appropriate column.

For any EO waiver exceptions granted by a Director of Field Operations, Port Director, John F. Kennedy Airport or Port Director, Los Angeles International Airport, please include bullets listing the country of citizenship of the subject, how the subject presented themselves and the final disposition. If a waiver is denied, please provide an explanation.

In regards to withdrawals (WD) tab, please only report on aliens granted I-275 WD who actually depart the United States or are referred to Enforcement and Removal Operations. Do not report pending aliens, or those granted an EO exception. For each withdrawal, please include bullets regarding the reason for the withdrawal and the type of admission intended (i.e.; B1/B2, etc.).

In accordance with the February 1, 2017 White House Guidance, Sections 3(c) and 3(e) of the EO do not apply to Lawful Permanent Residents (LPR) returning to the United States. <u>LPR information should not be captured on the spreadsheet.</u>

Please keep in mind that the **(b)(7)(E)** mailbox is for internal operational use only and is not to be provided to individuals or components outside of CBP.

Specifics for each column in the revised "Revised EO Reporting 24 HR Period" template is outlined below:

- Number of non-immigrant visa encounters
 - o List number of travelers from EO countries who present themselves as non-immigrants.
- Number of immigrant visa encounters
 - o List number of travelers from EO countries who physically present an immigrant visa
- Canadian Landed Encounters
 - List of the number of Canadian Landed Immigrants from EO countries who present themselves for admission.
- Returning Refugees Encounters
 - o List the number of travelers from EO countries who present themselves as returning refugees.
- Undocumented Encounters
 - o List the number of travelers with no documents from EO countries.
- Number of I-512 applicants impacted by E.O.
 - List the number of applicants from EO countries presenting Form I-512 regardless if waiver is granted.
- Number of withdrawals granted
 - o List the number of applicants from EO countries permitted to withdraw.
- Number of expedited removals

- List the number of applicants nonimmigrants from EO countries placed in expedited removal proceedings.
- Returning Refugee not granted waiver
 - o List the number of returning refugees from EO countries not granted a waiver.
- Returning Refugee granted waiver
 - o List the number of refugees from EO countries granted a waiver.
- Number of Expedited Removals with Fear Claim
 - List the number of applicants from EO countries claiming fear of return and processed for expedited removal..
- Number of non-immigrants not granted waiver
 - o Record the number of nonimmigrants from EO countries not granted a waiver.
- Number of non-immigrants granted waiver
 - o Record the number of nonimmigrants from EO countries granted a waiver.
- Number of immigrants not granted waiver
 - o Record the number of immigrants from EO countries not granted a waiver.
- Number of immigrants granted a waiver
 - o Record the number of immigrants from EO countries granted a waiver.
- Canadian Landed Waiver NOT Granted
 - o Record the number of Canadian Landed Immigrants from EO countries not granted a waiver.
- Canadian Landed Waiver Granted
 - o Record the number of Canadian Landed Immigrants from EO countries granted a waiver.
- I-512 waiver NOT granted
 - o Record subjects with I-512s from EO countries not granted a waiver:
- I-512 waiver Granted
 - o Record subjects with I-512 from EO countries granted a waiver.

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

Field Liaison Division \ EO CAT
Office of Field Liaison
U.S. Customs and Border Protection

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

Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public, the media, or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. State and local Homeland security officials may share this document with authorized security personnel without further approval from DHS.

Field Office: Detroit Date: 2/3/2017

Executive Order Tracking - 24 Hour Reporting Period

								Fe	ebruary 1, 20	17									
Country	Non- Immigrant	Visa Encounter	Canadian Landed	Number of Refugees Encounters	No Doc	I-512 Encounters	Number of Widthdrawl s Granted	Number of Expedited Removals	Returning Refugee NOT granted waiver	Returning Refugee granted waiver	Number of Expedited Removals with Fear Claim	Number of Non- Immigrant s NOT granted waivers	Number of Non- Immigrant s granted waivers	Number of Immigrants NOT granted waivers	Number of Immigrants granted waivers	Canadian Landed waiver NOT granted	Canadian Landed waiver granted	I-512 waiver NOT granted	I-512 waiver Granted
Iran																			
Iraq																			
Libya																			
Somalia																			
Sudan																			
Sudan Syria Yemen																			
Yemen																			
Canada																			
Total	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

Subject: Canceled: Revised Executive Order Reporting Guidelines

Start: 2/9/2017 11:00 PM

End: 2/9/2017 11:00 PM

Show Time As: Free

Recurrence: Daily

Recurrence Pattern: every day at 11:00 PM

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

Required Attendees: SSM OFO- MANAGERS

Optional Attendees

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

When: Occurs every day at 11:00 PM effective 2/9/2017. (UTC-05:00) Eastern Time (US & Canada)

~~*~*~*~*~*

All,

As expected, there are changes to our daily reporting requirements. Effective immediately, we will be required to submit the two spreadsheets attached to this email twice daily at 1100 and 2300. We are still required to submit the 1400 hour report today only (Feb 3). Please see the instructions below and let me know if you have any questions.

Reports are due on the 11's beginning at 2300 tonight (Feb 3).

Thanks

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

Port Director

Date	FO	POE	Name	DOB	LPR/Non-LPR	Status	Verified	If denied, need highlevel bullets why
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							If denied exception,
							need highlevel bullets
Date	FO	POE	Name	DOB	Documents Presented	Disposition	why

							If denied exception,
							need highlevel bullets
Date	FO	POE	Name	DOB	Documents Presented	Disposition	why

					Proof of		Custody Status	with
Date	FO	POE	Name	DOB	Citizenship/Identity	Disposition	Date/Time	

						Why no exception	Are they in CBP custody
						granted: High level	still? If so, why. If not,
Date	FO	POE	Name	DOB	Documents Presented	bullets	how did they depart.

Field Office: ALL Date: 2/3/2017

Executive Order Tracking - 24 Hour Reporting Period

								Fe	ebruary 1, 20	17									
Country	Number of Non- Immigrant Visa Encounters	Immigrant Visa Encounter	Canadian	Number of Refugees Encounters	No Doc Encounters	I-512 Encounters	Number of Widthdrawl s Granted	Number of Expedited Removals	Returning Refugee NOT granted waiver	Returning Refugee granted waiver	Number of Expedited Removals with Fear Claim	Number of Non- Immigrant s NOT granted waivers	Number of Non- Immigrant s granted waivers	Number of Immigrants NOT granted waivers	Number of Immigrants granted waivers	Canadian Landed waiver NOT granted	Canadian Landed waiver granted	I-512 waiver NOT granted	I-512 waiver Granted
Iran																			
Iraq																			
Libya																			
Somalia																			
Sudan																			
Syria																			
Yemen																			
Canada																			
Total	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

Subject: Canceled: Revised Executive Order Reporting Guidelines

Start: 2/9/2017 11:00 AM

End: 2/9/2017 11:00 AM

Show Time As: Free

Recurrence: Daily

Recurrence Pattern: every day at 11:00 AM

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

Required Attendees: SSM OFO- MANAGERS

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

When: Occurs every day at 11:00 AM effective 2/9/2017. (UTC-05:00) Eastern Time (US & Canada)

~~*~*~*~*~*

All,

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Reports are due on the 11's beginning at 2300 tonight (Feb 3).

Thanks

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

Port Director

Field Office: ALL Date: 2/3/2017

Executive Order Tracking - 24 Hour Reporting Period

								Fe	bruary 1, 20	17									
Country		Visa Encounter		Number of Refugees Encounters	No Doc Encounters	I-512 Encounters	Number of Widthdrawl s Granted	Number of Expedited Removals	Returning Refugee NOT granted waiver	Returning Refugee granted waiver	Number of Expedited Removals with Fear Claim	Number of Non- Immigrant s NOT granted waivers	Number of Non- Immigrant s granted waivers	Number of Immigrants NOT granted waivers	Number of Immigrants granted waivers	Canadian Landed waiver NOT granted	Canadian Landed waiver granted	I-512 waiver NOT granted	I-512 waiver Granted
Iran																			
Iraq																			
Libya																			
Somalia																			
Sudan																			
Syria																			
Syria Yemen																			
Canada																			
Total	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

Date	FO	POE	Name	DOB	LPR/Non-LPR	Status	Verified	If denied, need highlevel bullets why
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							If denied exception,
							need highlevel bullets
Date	FO	POE	Name	DOB	Documents Presented	Disposition	why

							If denied exception,
							need highlevel bullets
Date	FO	POE	Name	DOB	Documents Presented	Disposition	why

					Proof of		Custody Status	with
Date	FO	POE	Name	DOB	Citizenship/Identity	Disposition	Date/Time	

						Why no exception	Are they in CBP custody
						granted: High level	still? If so, why. If not,
Date	FO	POE	Name	DOB	Documents Presented	bullets	how did they depart.

F	(b)(c) (b)(7)(c)		
From:	(b)(6), (b)(7)(C)	10.014	
Sent:	Friday, February 03, 2017 9:	IZ PM	
То:	(b)(7)(E)		
Subject:	RE: IMMEDIATE ACTION: Dis	strict Court Ruling Enjoinin	ig the Executive Order
Pat,			
Should we still send the 2300 h tomorrows reports are needed.			
done on Friday night???			
Thanks,			
(b)(6), (b)(7)(C)			
Chief Supervisory CBP Officer	r		
Professionalism Service Manag			
Office of Field Operations	,61 (1 5111)		
U.S. Customs and Border Prote	ection		
Sault Ste. Marie, MI	2011011		
Office: (b)(6), (b)(7)(C)			
Cell: (b)(6), (b)(7)(C)			
Fax: (b)(6), (b)(7)(C)			
(b)(6), (b)(7)(C)			
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From: (b)(6), (b)(7)(C)			
Sent: Friday, February 03, 2017 8	:50 PM		
To: SSM OFO- MANAGERS	(b)(7)(E)		
Subject: FW: IMMEDIATE ACTION	: District Court Ruling Enjoini	ng the Executive Order	
All,			
Please see the immediate chang		der the EO.	(b)(7)(E)
(b)(7)(E)	i	
Please ensure the troops are ma	ide aware immediately.		
Thanks			
(h)(c) (h)(7)(o)			
(b)(6), (b)(7)(C)			
Port Director			
Office of Field Operations U.S. Customs & Border Protect	tion		
U.S. CHSIOTIS & BOTGET PROTEC	LICITI		

1

Sault Ste. Marie, Michigan

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

From: PERRY, CHRISTOPHER M

Sent: Friday, February 03, 2017 8:36:19 PM

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

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

Detroit Field Office WC; (b)(6), (b)(7)(C)

Subject: FW: IMMEDIATE ACTION: District Court Ruling Enjoining the Executive Order

PDs:

Please see below and suspend enforcement of the EO based on the guidance below immediately.

As we get additional direction, we will let you know.

DTW - please advise your impacted carriers.

If you have any questions please reach out to FO.

Thank you for your flexibility as we work through this.

Thanks,

Chris

Christopher Perry
Director, Field Operations
Detroit Field Office

U.S. Customs and Border Protection

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

From: MCALEENAN, KEVIN K

Sent: Friday, February 03, 2017 8:23:19 PM

To: Owen, Todd C (AC OFO); WAGNER, JOHN P; HOFFMAN, TODD A; DIRECTORS FIELD OPS

Cc: ALLES, RANDOLPH D; (b)(6), (b)(7)(C) HUTTON

JAMES R; FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)

Subject: IMMEDIATE ACTION: District Court Ruling Enjoining the Executive Order

All,

(b)(5)

(b)(5)

Please communicate this suspension as appropriate with key stakeholders such as airlines.

We are informed that the Administration is considering options to expeditiously appeal this ruling. We will update you with further guidance as soon as it is received.

Thank you,



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

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

Vigilance · Service · Integrity

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 10:16 AM
To:
Cc: (b)(6), (b)(7)(C)
Subject: FW: Executive Order 20170127 - NEXUS/Global Entry

Importance: High

Tony,

Please see that the NEXUS department is notified and that they maintain a log as mentioned below.

Thanks!
Caroline

(b)(6), (b)(7)(C)
Assistant Port Director, Passenger Operations
US Customs & Border Protection

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

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

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 10:14 AM

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

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

Cc: Detroit Field Office WC

(b)(7)(F)

Subject: Executive Order 20170127 - NEXUS/Global Entry

Importance: High

Good morning,

I spoke with Program Manage (b)(6), (b)(7)(C) concerning NEXUS card holders that are Permanent Residents of Canada but are from Iraq, Iran, Syria, Sudan, Libya, Yemen or Somalia. There has not been any official word on how to proceed, but to be proactive, all persons from those countries will have their NEXUS card revoked. Please ensure your officers working the NEXUS lanes are given this information. If a Global Entry member came through pre-clearance undetected, this applies to them as well.

The card holder will need to proceed to the Enrollment Center to be revoked. Your Enrollment Center's need to maintain a log of all PASS IDs and names of the revoked individuals. In the comment section for the revocation, the Enrollment Center Officer's must state "Revocation due to President Trump's Immigration Executive Order - 20170127".

Thank you for your prompt attention to this matter.

Thank you,

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

Detroit Field Office

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

Sent: Saturday, January 28, 2017 12:45 AM

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

RE: FINAL SIGNED EO FOR ACTION Subject:

10-4

Respectfully,

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 12:45 AM

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

Subject: RE: FINAL SIGNED EO FOR ACTION

Still waiting for the email from HQ.

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

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

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

Sent: Saturday, January 28, 2017 12:41:22 AM

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

Subject: RE: FINAL SIGNED EO FOR ACTION

Will do!

Wow!

Respectfully,

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

Sent: Saturday, January 28, 2017 12:40 AM

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

Subject: RE: FINAL SIGNED EO FOR ACTION

Ok. If we get any call me. PHU already had 4. One LPR. All refused entry.

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

W:

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

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

Sent: Saturday, January 28, 2017 12:36:15 AM

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

Subject: RE: FINAL SIGNED EO FOR ACTION

Yes I believe Syria is on the list from everything I have been reading. So I believe there would be 7 countries total.

Libya

Somalia

Sudan

Iran

Iraq

Yemen

Syria

Respectfully,

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

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

Sent: Friday, January 27, 2017 11:49 PM

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

Subject: FW: FINAL SIGNED EO FOR ACTION

Section 3 C. It lists the sections of the INA to review.

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

W.

From: PERRY, CHRISTOPHER M		
Sent: Friday, January 27, 2017 9:20:23 PM		
To:	(b)(6), (b)(7)(C)	
(b)(6), (b)(7)(C)		
Subject: FW: FINAL SIGNED EO FOR ACTION		
Signed EO language.		
Thanks,		
Chris		
Christopher Perry		
Director, Field Operations		
Detroit Field Office		
U.S. Customs and Border Protection		
(b)(6), (b)(7)(C) (office) (cell)		
From: (b)(6), (b)(7)(C)		
Sent: Friday, January 27, 2017 9:07:26 PM To: DIRECTORS FIELD OPS		
Subject: FW: FINAL SIGNED EO FOR ACTION		
Subject. I W. I INAL SIGNED LOT OR ACTION		

Thank you,

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

Acting Deputy Executive Director

Operations

US Customs and Border Protection

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

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

From: (b)(6), (b)(7)(C)				
Sent: Friday, January 27, 2017	6:41 PM			
To: HOFFMAN, TODD A 📲	(b)(6), (b)(7)(C)	>; HUTTON, JAMES R ﴿	(b)(6), (b)(7)(C)	;
	(b)(6), (b)(7)(C)			
4	(b)(6),	(b)(7)(C)		
	(b)(6), (b)(7)(C)	>; MUI	RDOCK, JUDSON W	

⟨ (b)(6), (b)(7)(C)		(b)(6), (b)(7)(C)	}
Subject: FW: FINAL SIGNED EO	FOR ACTION		Ť
From: MCALEENAN, KEVIN K			
Sent: Friday, January 27, 2017 6	5:41 PM		
To: WAGNER, JOHN P ←	(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	} ;
FLANAGAN, PATRICK S <		(b)(6), (b)(7)(C)	> ;
	/1_\/^\	/1.\/7\/^\	
	(b)(b) ₋	(b)(7)(C)	
	(~/(~/)	(~)(.)(~)	
`			

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

Sent: Saturday, January 28, 2017 1:18 AM

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

Subject: RE: FINAL SIGNED EO FOR ACTION

10-4

Short and sweet. Thanks.

Respectfully,

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

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

Sent: Saturday, January 28, 2017 1:17 AM

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

Subject: RE: FINAL SIGNED EO FOR ACTION

I'm not staying up much longer. If I don't send you the email by 0400 then just send a report via email. I'm guessing it will be a negative one.

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

Port Director
Office of Field (

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

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

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

Sent: Saturday, January 28, 2017 12:41:22 AM

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

Subject: RE: FINAL SIGNED EO FOR ACTION

Will do!

Wow!

Respectfully,

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

Sent: Saturday, January 28, 2017 12:40 AM

Го: (b)(6), (b)(7)(C)

Subject: RE: FINAL SIGNED EO FOR ACTION

Ok. If we get any call me. PHU already had 4. One LPR. All refused entry.

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

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

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

Sent: Saturday, January 28, 2017 12:36:15 AM

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

Subject: RE: FINAL SIGNED EO FOR ACTION

Yes I believe Syria is on the list from everything I have been reading. So I believe there would be 7 countries total.

Libya

Somalia

Sudan

Iran

Iraq

Yemen

Syria

Respectfully,

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

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

Sent: Friday, January 27, 2017 11:49 PM

то (b)(6), (b)(7)(C)

Subject: FW: FINAL SIGNED EO FOR ACTION

Section 3 C. It lists the sections of the INA to review.

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

Port Director

Office of Field Operations

U.S. Customs & Border Protection

Sault Ste. Marie, Michigan

From: PERRY, CHRISTOPHER M

Sent: Friday, January 27, 2017 9:20:23 PM

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

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

Subject: FW: FINAL SIGNED EO FOR ACTION

Signed EO language.

Thanks,

Chris

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

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

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

Sent: Friday, January 27, 2017 9:07:26 PM

To: DIRECTORS FIELD OPS

Subject: FW: FINAL SIGNED EO FOR ACTION

Thank you,

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

Acting Deputy Executive Director

Operations

US Customs and Border Protection

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

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

(b)(6), (b)(7)(C)		(b)(6), (b)(7)(C)	
Subject: FW: FINAL SIGNED E	O FOR ACTION		
From: MCALEENAN, KEVIN K			
Sent: Friday, January 27, 2017	' 6:41 PM		
To: WAGNER, JOHN P €	(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C));
FLANAGAN, PATRICK S 🖣		(b)(6), (b)(7)(C)	};
	/b\/6\	/b\/7\/C\	
	(0)(0),	(b)(7)(C)	
	` '\ ''	. , , , , , ,	

Subject: FINAL SIGNED EO FOR ACTION

From: Sent: To: (b)(6), (b)(7)(C) Monday, January 30, 2017 12:27 PM

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

Subject:

RE: Executive Order 20170127 - NEXUS/Global Entry

All,

One additional thing. <u>Do not Destroy</u> any cards that are taken under this Order. The EC will keep the cards until further guidance is received.

Thank You,

(b)(6), (b)(7)(C)
Chief Supervisory Officer
CBP - Field Operations
(b)(6), (b)(7)(C)

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

Sent: Monday, January 30, 2017 10:56 AM

Subject: FW: Executive Order 20170127 - NEXUS/Global Entry

A11,

Please note that we will be revoking NEXUS/FAST/GLOBAL ENTRY CARDS per this guidance when applying Executive Order Mandates.

Officer (b)(6), (b)(7)(C) will need to keep a running list. Your Enrollment Center's need to maintain a log of all PASS IDs and names of the revoked individuals. In the comment section for the revocation, the Enrollment Center Officer's must state "Revocation due to President Trump's Immigration Executive Order - 20170127".

They 1. Mar.
Thank You,
(b)(6), (b)(7)(C)
Chief Supervisory Officer
CBP - Field Operations
(b)(6), (b)(7)(C)
From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 10:34 AM
To: (b)(6), (b)(7)(C)
Subject: FW: Executive Order 20170127 - NEXUS/Global Entry
Importance: High
From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 10:34 AM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: Detroit Field Office WC (b)(7)(E)
Subject: RE: Executive Order 20170127 - NEXUS/Global Entry
Importance: High
I apologize for not informing you that FAST card holders will also fall into this category.
Thank you,
(b)(6), (b)(7)(C)
Program Manager
Detroit Field Office
(b)(6), (b)(7)(C)
From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 10:14 AM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: Detroit Field Office WC { (b)(7)(E)
Subject: Executive Order 20170127 - NEXUS/Global Entry
Importance: High

2

Good morning,

I spoke with Program Manager (b)(6), (b)(7)(C) concerning NEXUS card holders that are Permanent Residents of Canada but are from Iraq, Iran, Syria, Sudan, Libya, Yemen or Somalia. There has not been any official word on how to proceed, but to be proactive, all persons from those countries will have their NEXUS card revoked. Please ensure your officers working the NEXUS lanes are given this information. If a Global Entry member came through pre-clearance undetected, this applies to them as well.

The card holder will need to proceed to the Enrollment Center to be revoked. Your Enrollment Center's need to maintain a log of all PASS IDs and names of the revoked individuals. In the comment section for the revocation, the Enrollment Center Officer's must state "Revocation due to President Trump's Immigration Executive Order - 20170127".

Thank you for your prompt attention to this matter.

Thank you,

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

Program Manager

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

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 6:11 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)(6), (b)(7)(C)

FYI,

Subject:

FW: Executive Order 20170127 - NEXUS/Global Entry

Revocations for all the Trusted Traveler Programs even apply to U.S. LPRs.

Please inform your Enrollment Centers not to shred the cards but hold onto them until we have official guidance.

Thank You,

(b)(6), (b)(7)(C)
Chief Supervisory Officer
CBP - Field Operations
(b)(6), (b)(7)(C)

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

Sent: Monday, January 30, 2017 4:14 PM

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

Subject: FW: Executive Order 20170127 - NEXUS/Global Entry

Importance: High

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 3:49:16 PM
To: (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
Cc: Detroit Field Office WC
Subject: RE: Executive Order 20170127 - NEXUS/Global Entry
Good afternoon,
PM [b](6)(6)(7)(C) restated that the revocations for all the Trusted Traveler Programs even apply to U.S. LPRs. HQ is
still waiting for official guidance.
Please inform your Enrollment Centers not to shred the cards but hold onto them until we have official
guidance.
guidance.
Thank you,
(b)(6), (b)(7)(C)
Program Manager
Detroit Field Office
(b)(6), (b)(7)(C)
From: /b//c/ /b//Z//O/ !
From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 10:34 AM To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: Detroit Field Office WC ₹ (b)(7)(E)
Subject: RE: Executive Order 20170127 - NEXUS/Global Entry
Importance: High
I apologize for not informing you that FAST card holders will also fall into this category.
Thank you,
(b)(6), (b)(7)(C)
Program Manager
Detroit Field Office
(b)(6), (b)(7)(C)
From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 10:14 AM
To: (b)(6), (b)(7)(C)
/L\/C\ /L\/7\/O\
(b)(6), (b)(7)(C)
Cc: Detroit Field Office WC (b)(7)(E)
Subject: Executive Order 20170127 - NEXUS/Global Entry
MINISTER DE COMPANIE DE COMPANIE DE COMPANIE DE COMPANIE DE COMPANIE DE COMPANIE DE COMPANIE DE COMPANIE DE CO

Good morning,

I spoke with Program Manager (b)(6), (b)(7)(C) concerning NEXUS card holders that are Permanent Residents of Canada but are from Iraq, Iran, Syria, Sudan, Libya, Yemen or Somalia. There has not been any official word on how to proceed, but to be proactive, all persons from those countries will have their NEXUS card revoked. Please ensure your officers working the NEXUS lanes are given this information. If a Global Entry member came through pre-clearance undetected, this applies to them as well.

The card holder will need to proceed to the Enrollment Center to be revoked. Your Enrollment Center's need to maintain a log of all PASS IDs and names of the revoked individuals. In the comment section for the revocation, the Enrollment Center Officer's must state "Revocation due to President Trump's Immigration Executive Order - 20170127".

Thank you for your prompt attention to this matter.

Thank you,

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

Program Manager

Detroit Field Office

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

From: Sent: To:	(b)(6), (b)(7)(C) Tuesday, January 31, 2017 9:39 AM
	(b)(6), (b)(7)(C)

Subject:

FW: Executive Order 20170127 - NEXUS/Global Entry

- Please inform your officers at your Enrollment Centers to (b)(7)(E) concerning members that are already in the TTP for revocation purposes.
- We <u>cannot</u> revoke unless they attempt entry.

Thank You,

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

Chief Supervisory Officer

CBP - Field Operations

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

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

Sent: Tuesday, January 31, 2017 9:36 AM

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

Subject: FW: Executive Order 20170127 - NEXUS/Global Entry

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

Sent: Tuesday, January 31, 2017 9:33 AM

То:	(b)(6), (b)(7)(C)	
(b	o)(6), (b)(7)(C)	
Cc: Detroit Field Office WC Subject: RE: Executive Order 20170127	(b)(7)(E)	
Good morning,	7 - NEAGS/GIODAI EITH Y	
Please inform your officers at your I in the TTP for revocation purposes.	Enrollment Centers to not (b)(7)(E) We can not revoke unless they attempt entry.	hat are already
If you have any questions or concern	rns, please feel free to contact me.	
Thank you, (b)(6), (b)(7)(C) Program Manager Detroit Field Office (b)(6), (b)(7)(C)		
From: (b)(6), (b)(7)(C) Sent: Monday, January 30, 2017 3:49 P To:	PM (b)(6), (b)(7)(C)	
i		
(b	o)(6), (b)(7)(C)	
Cc: Detroit Field Office WC Subject: RE: Executive Order 20170127 Importance: High	(b)(7)(E) 7 - NEXUS/Global Entry	
Good afternoon,		
PM (b)(6) estated that the revocation still waiting for official guidance.	ions for all the Trusted Traveler Programs even a	oply to U.S. LPRs. HQ is
Please inform your Enrollment Cent guidance.	nters not to shred the cards but hold onto them unt	il we have official
Thank you, (b)(6), (b)(7)(C) Program Manager Detroit Field Office (b)(6), (b)(7)(C)		
From: (b)(6), (b)(7)(C) Sent: Monday, January 30, 2017 10:34		
, <i></i>	(b)(6), (b)(7)(C)	
L	o)(6), (b)(7)(C)	
Cc: Detroit Field Office WC	(b)(7)(E)	
	2	

Subject: RE: Executive Order 20170127 - NEXUS/Global Entry

Importance: High

I apologize for not informing you that FAST card holders will also fall into this category.

Thank you,

(b)(6), (b)(7)(C) Program Manager **Detroit Field Office** (b)(6), (b)(7)(C)

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

Sent: Monday, January 30, 2017 10:14 AM

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

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

Cc: Detroit Field Office WC

Subject: Executive Order 20170127 - NEXUS/Global Entry

Importance: High

Good morning,

I spoke with Program Manager (b)(6), (b)(7)(C) concerning NEXUS card holders that are Permanent Residents of Canada but are from Iraq, Iran, Syria, Sudan, Libya, Yemen or Somalia. There has not been any official word on how to proceed, but to be proactive, all persons from those countries will have their NEXUS card revoked. Please ensure your officers working the NEXUS lanes are given this information. If a Global Entry member came through pre-clearance undetected, this applies to them as well.

The card holder will need to proceed to the Enrollment Center to be revoked. Your Enrollment Center's need to maintain a log of all PASS IDs and names of the revoked individuals. In the comment section for the revocation, the Enrollment Center Officer's must state "Revocation due to President Trump's Immigration Executive Order - 20170127".

Thank you for your prompt attention to this matter.

Thank you,

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

Program Manager

Detroit Field Office

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

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

Sent: Monday, January 30, 2017 9:44 PM

To: SSM OFO- ALL EMPLOYEES

Subject: FW: Guidance on Withdrawal - Court Compliance

All,

Please see guidance from Chief Counsel.

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

Supervisory Officer

U.S. Customs and Border Protection

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

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

Sent: Monday, January 30, 2017 9:32:58 PM

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

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

Cc: PERRY, CHRISTOPHER M; (b)(6),

(b)(6), (b)(7)(C) Detroit Field Office WC

Subject: FW: Guidance on Withdrawal - Court Compliance

Good Evening,

With regards to applicants for admission that are subject to the EO, please ensure that Officers receive the following guidance from the Office of Chief Counsel (OCC):

(b)(5)

Please forward/ distribute this information to the appropriate personnel within your AOR.

Thank you,

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

CBPO/ Program Manager

Detroit Field Office

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

From: HUTTON, JAMES R

Sent: Monday, January 30, 2017 9:16:46 PM

To: DIRECTORS FIELD OPS; BORDER SECURITY ASS	T DIRECTORS; EXECUTIVE DIRECTORS HQ
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P;	(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)	

Subject: Guidance on Withdrawal - Court Compliance

DFO's

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

(b)(5)

J. Ryan Hutton

Deputy Executive Director

Admissibility and Passenger Programs

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

Washington, DC

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



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From: (b)(6), (b)(7)(C)				
Sent: Monday, January 30, 2017 7	:17 PM			
To: Owen, Todd C (AC OFO) <	(b)(6), (b)(7)(C)	; WAGNER, JOHN P <	(b)(6), (b)(7)(C)	
Cc: HOFFMAN, TODD A €	(b)(6), (b)(7)(C)	>; HUTTON, JAMES R <	(b)(6), (b)(7)(C)	
	(b)(6)	, (b)(7)(C)		
Subject: Guidance on Withdrawal				
	(k	o)(5)		

(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:	(b)(6), (b)(7)(C)
Sent:	Friday, February 03, 2017 9:42 PM
То:	SSM OFO- ALL EMPLOYEES
Subject:	FW: IMMEDIATE ACTION: District Court Ruling Enjoining the Executive Order
All,	
Please see the guidance b	pelow. We are to immediately suspend enforcement of the sections of the Executive Order as all processing.
(b)(6), (b)(7)(C) Supervisory Officer U.S. Customs and Border 900 International Bridge F Sault Ste. Marie, MI 4978. (b)(6), (b)(7)(C)	Plaza
From: (b)(6), (b)(7)(C) Sent: Friday, February 03, To: SSM OFO- MANAGERS Subject: FW: IMMEDIATE	2017 8:50 PM (b)(7)(E) ACTION: District Court Ruling Enjoining the Executive Order
All,	
Please see the immediat sections below and return	te change in processing subjects under the EO. We are to suspend enforcement of the rn to normal processing.
Please ensure the troops	s are made aware immediately.
Thanks	
(b)(6), (b)(7)(C) Port Director Office of Field Operation U.S. Customs & Border Sault Ste. Marie, Michig W: C: (b)(6), (b)(7)(C)	Protection
From: PERRY, CHRISTOP Sent: Friday, February 03	3, 2017 8:36:19 PM
To:	(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C	
Cc: (b)(6), (b Subject: FW: IMMEDIATI	Detroit Field Office WC; (b)(6), (b)(7)(C) E ACTION: District Court Ruling Enjoining the Executive Order
PDs:	

1

Please see below and suspend enforcement of the EO based on the guidance below immediately.

As we get additional direction, we will let you know.

DTW - please advise your impacted carriers.

If you have any questions please reach out to FO.

Thank you for your flexibility as we work through this.

Thanks,

Chris

Christopher Perry
Director, Field Operations
Detroit Field Office
U.S. Customs and Border Protection
(b)(2) (b)(7)(2) (office)

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

From: MCALEENAN, KEVIN K

Sent: Friday, February 03, 2017 8:23:19 PM

To: Owen, Todd C (AC OFO); WAGNER, JOHN P; HOFFMAN, TODD A; DIRECTORS FIELD OPS

Cc: ALLES, RANDOLPH D; (b)(6), (b)(7)(C) HUTTON,

JAMES R; FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)

Subject: IMMEDIATE ACTION: District Court Ruling Enjoining the Executive Order

All,

(b)(5)

(b)(5)

We are informed that the Administration is considering options to expeditiously appeal this ruling. We will update you with further guidance as soon as it is received.

Thank you,



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

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

Vigilance • Service • Integrity

From: Sent: To:	(b)(6), (b)(7)(C) Tuesday, January 31, 2017 7:16 PM PERRY, CHRISTOPHER M;	(b)(6), (b)(7)(C)
Cc:	(b)(6),	(b)(7)(C)
Subject	RE- LIDDATED GLIDANCE REGARDING	COLIAL NIATIONIALS AND OTHER EXEMPTIONS

RE. OPDATED GOLDANCE REGARDING DOAL NATIONALS AND OTHER EXEMPTIONS

10-4.

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

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

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

From: PERRY, CHRISTOPHER M

Sent: Tuesday, January 31, 2017 7:13:41 PM

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

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

PDs:

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

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

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

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

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

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

Chris

Thanks,

Chris

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

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

From: HOFFMAN, TODD A

Sent: Tuesday, January 31, 2017 6:42:44 PM

To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE

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

Heads-up.

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

Todd A. Hoffman

Executive Director, Admissibility and Passenger Programs

Office of Field Operations

U.S. Customs and Border Protection

From:	(b)(6)			
Sent: Tuesday, January 31.	2017 5:03 PM	·		
To: Higgins, Jennifer <	(b)(6)	MCALEENAN, KEVIN K <	(b)(6), (b)(7)(C)	
(b)(6), (b))(7)(C)	; HUTTON, JAMES R <	(b)(6), (b)(7)(C)	; Burriesci,
Kelli (b)(6)	>; HOFFMAN,	TODD A (b)(6), (b)(7)	(C)	
Subject: FW: LIPDATED GLI	IDANCE REGARDING	S DUAL NATIONAIS ÁND ÓTHÉR É	XEMPTIONS ¹	

Here is the official message with the updated guidance.

Official - SBU UNCLASSIFIED

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

UNCLASSIFIED SBU



Info Office: STAFF

MRN: <u>17 STATE 9516</u>

Date/DTG: Jan 31, 2017 / 312107Z JAN 17

From: SECSTATE WASHDC

Action: SOMALIA, USMISSION IMMEDIATE; ALL DIPLOMATIC AND CONSULAR POSTS

COLLECTIVE IMMEDIATE

E.O.: 13526

TAGS: CMGT, CVIS, PTER, KPAO, KHLS

Captions:SENSITIVEReference:17 STATE 8708

Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST

ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL

NATIONALS AND OTHER EXEMPTIONS

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

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

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

- 3. (SBU) <u>Landed Immigrants of Canada</u>: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a pre-clearance location.
- 4. (SBU) Landed Immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for an immigrant or nonimmigrant visa to the United States, if the individual presents that passport, and proof of landed immigrant status, to a consular officer. These applications shall be made at a U.S. consular section in Canada
- 5. (SBU) <u>Iraqi SIV</u>: The entry of Iraqi nationals with a valid Special Immigrant Visa to the United States is deemed to be in the national interest and they can apply for admission to the United States. Accordingly, absent the

receipt of	(b)(7)(E)	cial Immigrant Visa will be a			
(b)(7)(E)	possession of a Spe	cial Immigrant Visa will be a			
		ons. Iraqi nationals can also			
apply to a consular	officer for special immigra	ant visas, and, if otherwise			
qualified, can be is	sued a Special Immigrant V	Visa.			
entry of U.S. lawfu	il permanent residents is de				
interest. Accordin	gly, absent the receipt of	(b)(7)(E)			
	(b)(7)(E)	lawful permanent			
resident status will	resident status will be a dispositive factor in case-by-case determinations.				
7. (SBU) In adjudicating both admission to the United States and issuance of visas, both DHS and the Department of State will continue to apply all appropriate security vetting procedures.					
8. Minimize considered.					
	/1.\/0\				
Signature:	(b)(b)				

(b)(7)(E)

UNCLASSIFIED SBU

From: Sent: To:	(b)(6), (b)(7)(C) Sunday, January 29, 2017 12:06 PM (b)(6), (b)(7)(C)			
	(b)(6), (b)(7)(c) DETROIT COMMAND CENTER;	(b)(6), (b)(7)(C)		
Cc:	(b)(6), (b)(7)(C)		
Subject:	FW (b)(7)(E) Notification: Wayne State University E	mergence Sit-In & Protest		
FYSA				
Thanks,				
(b)(6), (b)(7)(C)				
(b)(6), (b)(7)(C) CBPO (b)(7)(E)				
Detroit (b)(7)(E)				
(b)(6), (b)(7)(C)				
From: (b)(7)(E)				
Sent: Sunday, January 29, 20				
To:	(b)(6), (b)(7)(C)			
/ h\/	C) /h)/7	7\/\		
IDI	0), (D)(<i>I</i>			
\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \				
Subject: (b)(7)(E) V	/ayne State University Emergence Sit-In & Protest			

Good morning,

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



V/R,

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

Detroit, MI 48226

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

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

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

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

From:
Sent:

Cc:

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

Sunday, January 29, 2017 12:08 PM

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

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

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

Subject:
(b)(7)(E) Notification: Detroit Metro Airport Protest

Please see the attached for your situational awareness

Thanks,

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

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

CBPO- (b)(7)(E)

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

From: (b)(7)(E)
Sent: Sunday, January 29, 2017 11:01:51 AM

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

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

Subject: Notification: Detroit Metro Airport Protest

Good morning,

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



V/R,

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

Detroit, MI 48226

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

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From:	(b)(6), (b)(7)(C)			
Sent:	Tuesday, January 31, 2017 8:12 PM			
To:	PERRY, CHRISTOPHER M;	(b)(6), (b)(7)(C)		
Cc:	(b)(6), (b)(7)(C)	Detroit Field Office WC;	(b)(6), (b)(7)(C)	
	(b)(d	6), (b)(7)(C)		
	L			
Subject:	RE: UPDATED GUIDANCE REGARDI	NG DUAL NATIONALS AND	OTHER EXEMPTIONS	
10 4				
10 1				
From: PERRY, CHRISTOPHER M				
Sent: Wednesday, February 01, 2				
To: Cc:	(b)(6), (b)(7	′)(C)		
	b)(7)(C)	, , ,		
Subject: FW: UPDATED GUIDAN	CE REGARDING DUAL NATIONALS A	ND OTHER EXEMPTIONS		
77				
PDs:				
Day 110 landed Canadians (sh	oving proof of landed status) with	a valid II C vian travali	a directly from	
	owing proof of landed status) with			
Canada, and from one of the 7	countries can now apply for an ex	(b)(7)(E)	
Currently exemption can be ora	anted only by C1 (see previous gu	idance on requesting C1 w	vaivers) They are	
working to delegate it to the DI		raunce on requesting or r	arvers). They are	
8 8				
Pax will need to remain at the p	port until exemption is granted or	they can withdraw if they	choose.	
Based on DOS announcing this	, pax meeting these criteria could	start showing up at the po	orts.	
Exemption requests will be completed by the port and sent to the FO WC box where we will review to ensure it				
			ill review to ensure it	
is in the proper form. Once in p	proper form, we will send to HQ a	nd monitor status.		
Please make your staff aware o	f this. Please let me know as soon	as you encounter one Die	ase acknowledge this	
message. Thank you.	tims. I lease let me know as soon	as you encounter one. The	ase acknowledge tills	
message. Thank you.				
Chris				
Thanks,				
Chris				
Christopher Perry				
Director, Field Operations				
Detroit Field Office				

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

From: HOFFMAN, TODD A

Sent: Tuesday, January 31, 2017 6:42:44 PM

To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE

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

Heads-up.

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

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

From:	(b)(6), (b)(7)(C)			
Sent: Tuesday, January 31, 2	2017 5:03 PM			
To: Higgins, Jennifer <	(b)(6)	; MCALEENAN, KEVIN K <	(b)(6), (b)(7)(C)	
(b)(6), (b)(7)(C)	HUTTON, JAMES R <	(b)(6), (b)(7)(C)	; Burriesci,
Kelli < (b)(6)	HOFFMAN, TO	DDD A < (b)(6), (b)(7)(C)	
Subject: FW: UPDATED GUII	DANCE REGARDING [OUAL NATIONALS AND OTHER	EXEMPTIONS	

Here is the official message with the updated guidance.

Official - SBU UNCLASSIFIED

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

UNCLASSIFIED

SBU



Info Office: STAFF

MRN: <u>17 STATE 9516</u>

Date/DTG: Jan 31, 2017 / 312107Z JAN 17

From: SECSTATE WASHDC

Action: SOMALIA, USMISSION IMMEDIATE; ALL DIPLOMATIC AND CONSULAR POSTS

COLLECTIVE IMMEDIATE

E.O.: 13526

TAGS: CMGT, CVIS, PTER, KPAO, KHLS

Captions: SENSITIVE Reference: 17 STATE 8708

Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST

ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL

NATIONALS AND OTHER EXEMPTIONS

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

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

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

- 3. (SBU) <u>Landed Immigrants of Canada</u>: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a pre-clearance location.
- 4. (SBU) Landed Immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for an immigrant or nonimmigrant visa to the United States, if the individual presents that passport, and proof of landed immigrant status, to a consular officer. These applications shall be made at a U.S. consular section in Canada
- 5. (SBU) <u>Iraqi SIV</u>: The entry of Iraqi nationals with a valid Special Immigrant Visa to the United States is deemed to be in the national interest and they can apply for admission to the United States. Accordingly, absent the receipt of (b)(7)(E) possession of a Special Immigrant Visa will be a dispositive factor in case-by-case determinations. Iraqi nationals can also apply to a consular officer for special immigrant visas, and, if otherwise qualified, can be issued a Special Immigrant Visa.
- 6. (SBU) As stated by Department of Homeland Security Secretary Kelly, the

entry of U.S. lawful permanent residents is de	
interest. Accordingly, absent the receipt of	(b)(7)(E)
(b)(7)(E)	lawful permanent
resident status will be a dispositive factor in ca	ase-by-case determinations.
7. (SBU) In adjudicating both admission to the visas, both DHS and the Department of State appropriate security vetting procedures.	
8. Minimize considered.	
Signature: (b)(6)	

NONE **Action Post:**

Dissemination Rule: DIS_CONS_TAGS

 $\frac{\text{UNCLASSIFIED}}{\text{SBU}}$

From: Sent: To:	(b)(6), (b)(7)(C) Tuesday, January 31, 2017 7:39 PM PERRY, CHRISTOPHER M;	(b)(6), (b)(7)(C)
Cc:	(b)(6),	(b)(7)(C)
Contractors	DELLIDEATED CLIEDANICE DECADDING	DUAL MATIONALS AND OTHER EVENIDAD

Subject:

RE: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

10-4

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

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

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

From: PERRY, CHRISTOPHER M

Sent: Tuesday, January 31, 2017 7:13:41 PM

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

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

PDs:

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

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

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

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

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

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

Chris

Thanks,

Chris

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

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

From: HOFFMAN, TODD A

Sent: Tuesday, January 31, 2017 6:42:44 PM

To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE

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

Heads-up.

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

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

From:	(b)(6), (b)(7)(C)			
Sent: Tuesday, Januar	y 31, 2017 5:03 PM			
To: Higgins, Jennifer ﴿	(b)(6)	MCALEENAN, KEVIN K <	(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)	; HUTTON, JAMES R <	(b)(6), (b)(7)(C)	; Burriesci,
Kelli ⊲ (b)(6) HOFFMAN,	TODD A (b)(6), (b)(7))(C)	
Subject: FW: UPDATE	O GUIDANCE REGARDING	G DUAL NATIONALS AND OTHER I	EXEMPTIONS	

Here is the official message with the updated guidance.

Official - SBU UNCLASSIFIED

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

UNCLASSIFIED SBU



Info Office: STAFF

MRN: <u>17 STATE 9516</u>

Date/DTG: Jan 31, 2017 / 312107Z JAN 17

From: SECSTATE WASHDC

Action: SOMALIA, USMISSION IMMEDIATE; ALL DIPLOMATIC AND CONSULAR POSTS

COLLECTIVE IMMEDIATE

E.O.: 13526

TAGS: CMGT, CVIS, PTER, KPAO, KHLS

Captions: SENSITIVE Reference: 17 STATE 8708

Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST

ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL

NATIONALS AND OTHER EXEMPTIONS

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

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- 3. (SBU) <u>Landed Immigrants of Canada</u>: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a pre-clearance location.
- 4. (SBU) Landed Immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for an immigrant or nonimmigrant visa to the United States, if the individual presents that passport, and proof of landed immigrant status, to a consular officer. These applications shall be made at a U.S. consular section in Canada
- 5. (SBU) <u>Iraqi SIV</u>: The entry of Iraqi nationals with a valid Special Immigrant Visa to the United States is deemed to be in the national interest and they can apply for admission to the United States. Accordingly, absent the

receipt of §	(l	b)(7)(E) `a Special Immigrant Visa	
(b)(7)(E	possession of	a Special Immigrant Visa	will be a
		ninations. Iraqi nationals o	
apply to a consu	lar officer for special in	nmigrant visas, and, if othe	erwise
qualified, can be	issued a Special Immig	grant Visa.	
entry of U.S. law interest. Accord resident status w	vful permanent residents ingly, absent the receip (b)(7)(E) ill be a dispositive factor	or in case-by-case determin	nanent nations.
visas, both DHS	_	n to the United States and in State will continue to apple	
8. Minimize con	nsidered.		
Signature:	(b)(6)		

(b)(7)(E)

UNCLASSIFIED SBU

From:	(b)(6), (b)(7)(C)
Sent:	Tuesday, January 31, 2017 7:33 PM
To:	(b)(6), (b)(7)(C)
Subject:	FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
Attachments:	StateSeal.gif
Fysa. Let me know,as soon as	one of these travelers are encountered.
(b)(6), (b)(7)(C)	
Port Director	
CBP Field Operations	
Detroit Michigan	
(b)(6), (b)(7)(C)	
From: PERRY, CHRISTOPHER N	
Sent: Wednesday, February 03	
To:	
Cc:	(b)(6), (b)(7)(C)
	(b)(6), (b)(7)(C)
Subject: FW: UPDATED GUIDA	ANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
PDs:	
	nowing proof of landed status) with a valid U.S. visa, traveling directly from Canada, and in now apply for an exemption. (b)(7)(E)
Troff offe of the 7 countries ca	(a)(r)(=)
Currently exemption can be go delegate it to the DFO.	ranted only by C1 (see previous guidance on requesting C1 waivers). They are working to
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	mpleted by the port and sent to the FO WC box where we will review to ensure it is in the orm, we will send to HQ and monitor status.
Please make your staff aware message. Thank you.	of this. Please let me know as soon as you encounter one. Please acknowledge this
Chris	
Thanks,	
Chris	

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

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

From: HOFFMAN, TODD A

Sent: Tuesday, January 31, 2017 6:42:44 PM

To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE

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

Heads-up.

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Todd A. Hoffman Executive Director, Admissibility and Passenger Programs Office of Field Operations U.S. Customs and Border Protection From: (b)(6), (b)(7)(C) Sent: Tuesday, January 31, 2017 5:03 PM To: Higgins, Jennifer < (b)(6) ; MCALEENAN, KEVIN K < (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) ; HUTTON, JAMES R < (b)(6), (b)(7)(C) >; Burriesci, Kelli < (b)(6) >; HOFFMAN, TODD A < (b)(6), (b)(7)(C) Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Here is the official message with the updated guidance.

Official - SBU UNCLASSIFIED

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

UNCLASSIFIED SBU

[STATE SEAL]

Info Office:

STAFF

MRN:

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

Date/DTG:

Jan 31, 2017 / 312107Z JAN 17
From:
SECSTATE WASHDC
Action:
SOMALIA, USMISSION IMMEDIATE; ALL DIPLOMATIC AND CONSULAR POSTS COLLECTIVE IMMEDIATE
E.O.:
13526
TAGS:
CMGT, CVIS, PTER, KPAO, KHLS
Captions:
SENSITIVE
Reference:
17 STATE 8708 <http: repository.state.gov="" results.aspx?k="mrn%3a%2217%20STATE%208708%22" searchcenter=""></http:>
Subject:
(SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
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4. (SBU) Landed Immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for an immigrant or nonimmigrant visa to the United States, if the individual presents that passport, and proof of landed immigrant status, to a consular officer. These applications shall be made at a U.S. consular section in Canada
5. (SBU) Iraqi SIV: The entry of Iraqi nationals with a valid Special Immigrant Visa to the United States is deemed to be in the national interest and they can apply for admission to the United States. Accordingly, absent the receipt of (b)(7)(E) possession of a Special Immigrant Visa will be a dispositive factor in case-by-case determinations. Iraqi nationals can also apply to a consular officer for special immigrant visas, and, if otherwise qualified, can be issued a Special Immigrant Visa.
6. (SBU) As stated by Department of Homeland Security Secretary Kelly, the entry of U.S. lawful permanent residents is deemed to be in the national interest. Accordingly, absent the receipt of (b)(7)(E) lawful permanent resident status will be a dispositive factor in case-by-case determinations.
7. (SBU) In adjudicating both admission to the United States and issuance of visas, both DHS and the Department of State will continue to apply all appropriate security vetting procedures.
8. Minimize considered.
Signature: (b)(6)

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

Sent: Friday, February 03, 2017 7:08 PM

To: PERRY, CHRISTOPHER M

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

104

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

Port Director

CBP Field Operations

Detroit Michigan

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

From: PERRY, CHRISTOPHER M

Sent: Wednesday, February 01, 2017 3:42:26 AM

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

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

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

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

Thanks,

Chris

Christopher Perry Director, Field Operations Detroit Field Office

U.S. Customs and Border Protection

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

From: HOFFMAN, TODD A

Sent: Tuesday, January 31, 2017 6:42:44 PM

To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE

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

Heads-up.

authority.
Todd A. Hoffman Executive Director, Admissibility and Passenger Programs Office of Field Operations U.S. Customs and Border Protection
From: (b)(6) Sent: Tuesday, January 31, 2017 5:03 PM (b)(7)(7)(7)(7)(7)(7)(7)(7)(7)(7)(7)(7)(7)
To: Higgins, Jennifer < (b)(6) MCALEENAN, KEVIN K < (b)(6), (b)(7)(C) HUTTON, JAMES R < (b)(6), (b)(7)(C) ; Burriesci, Kelli (b)(6) HOFFMAN, TODD A < (b)(6), (b)(7)(C)
Kelli { (b)(6) HOFFMAN, TODD A < (b)(6), (b)(7)(C) Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
Here is the official message with the updated guidance.
Official - SBU UNCLASSIFIED
Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
UNCLASSIFIED SBU
[STATE SEAL]
Info Office:
STAFF
MRN:
17 STATE 9516 http://repository.state.gov/searchcenter/Results.aspx?k=mrn%3a%2217%20STATE%209516%22>
Date/DTG:
Jan 31, 2017 / 312107Z JAN 17
From:
SECSTATE WASHDC
Action:
SOMALIA, USMISSION IMMEDIATE; ALL DIPLOMATIC AND CONSULAR POSTS COLLECTIVE IMMEDIATE
E.O.:
13526
TAGS:

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

CMGT, CVIS, PTER, KPAO, KHLS
Captions:
SENSITIVE
Reference:
17 STATE 8708 http://repository.state.gov/searchcenter/Results.aspx?k=mrn%3a%2217%20STATE%208708%22>
Subject:
(SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
1. (SBU) In coordination with DHS/CBP and the White House, the following updates are made to the operational guidance sent to the field in 17 State 8708.
2. (SBU) Dual Nationals: Dual nationals with a valid immigrant or nonimmigrant visa in a passport issued by any country not restricted under the Executive Order will be permitted to apply for admission to the United States.
Posts are allowed to process visa applications and issue nonimmigrant and immigrant visas to otherwise eligible visa applicants who apply with a passport from an unrestricted country, even if they hold dual nationality from a restricted country.
3. (SBU) Landed Immigrants of Canada: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a pre-clearance location.
4. (SBU) Landed Immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for an immigrant or nonimmigrant visa to the United States, if the individual presents that passport, and proof of landed immigrant status, to a consular officer. These applications shall be made at a U.S. consular section in Canada

5. (SBU) Iraqi SIV: The entry of Iraqi nationals with a valid Special Immigran the national interest and they can apply for admission to the United States. (b)(7)(E)	
will be a dispositive factor in case-by-case determinations. Iraqi nationals c immigrant visas, and, if otherwise qualified, can be issued a Special Immigra	an also apply to a consular officer for special
6. (SBU) As stated by Department of Homeland Security Secretary Kelly, the deemed to be in the national interest. Accordingly, absent the receipt of [(b)(7)(E) lawful permanent resident statu	e entry of U.S. lawful permanent residents is (b)(7)(E) us will be a dispositive factor in case-by-case
determinations.	
7. (SBU) In adjudicating both admission to the United States and issuance of State will continue to apply all appropriate security vetting procedures.	f visas, both DHS and the Department of
8. Minimize considered.	
Signature:	
(b)(6)	

(b)(7)(E)

UNCLASSIFIED SBU

(b)(6), (b)(7)(C)From: Friday, February 03, 2017 9:42 PM Sent: To: (b)(6), (b)(7)(C)FW: Provisional Revocations Lifted in Compliance with Court Order Subject: **Attachments:** reversal global.pdf (b)(6), (b)(7)(C)Port Director **CBP Field Operations Detroit Michigan** 0: (b)(6), (b)(7)(C)From: PERRY, CHRISTOPHER M Sent: Saturday, February 04, 2017 2:40:04 AM (b)(6), (b)(7)(C)(b)(6), (b)(7)(C) **Detroit Field** Office WC Subject: FW: Provisional Revocations Lifted in Compliance with Court Order The letter attached from DOS reverses the provisional revocation of visas. Thanks, Chris **Christopher Perry Director, Field Operations Detroit Field Office** U.S. Customs and Border Protection (office)

From: HOFFMAN, TODD A

Sent: Friday, February 03, 2017 9:20:44 PM

To: MCALEENAN, KEVIN K; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ

Cc: FLANAGAN, PATRICK S; (b)(6), (b)(7)(C) HUTTON, JAMES R; (b)(6), (b)(7)(C)

Subject: FW: Provisional Revocations Lifted in Compliance with Court Order

Department of State letter attached.

Todd A. Hoffman	Off.		· · · · · · · · · · · · · · · · · · ·	D. J. J.
Executive Director, Admissibility	and Passenger Programs Office	ce of Field Operat	ions U.S. Customs and Borde	r Protection
From:	(b)(6)	·····		
From: Sent: Friday, February 03, 2017	9:15 PM	j		
To: HOFFMAN, TODD A Subject: FW: Provisional Revocation	(b)(6), (b)(7)(C)		(b)(6), (b)(7)(C)	
Subject: FW: Provisional Revocat	tions Lifted in Compliance with	Court Order		
Letter attached. State lawyers w	vill forward copy to CBP couns	el.		
Regards,				
(b)(6) Deputy Assistant Secretary Bureau of Consular Affairs Department of State				
Official UNCLASSIFIED				
From: (b)(6) Sent: Friday, February 03, 2017 9 To (b)(6) Subject: FW: reversal global	9:10 PM			
Your letter reversing.				

(b)(6)

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

Official

UNCLASSIFIED

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

DFO's

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

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

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

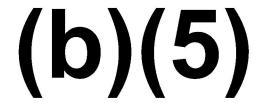
- (b)(6), (b)(7)(C)
- EAC Owen
- DEAC Wagner
- XD Murdock
- XD Hoffman
- (a) DXD (b)(6), (b)(7)(C)
- DXD Hutton
- OFO Field Liaison

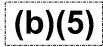
I have also attached some samples that were submitted for approval today.

Sample

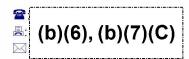
Subject Line: EO 212(f) Exemption for LAST NAME, (f/n) First name

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





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





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

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman

Executive Director

Admissibility and Passenger Programs Office of Field Operations

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

the United States"

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

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

Wherever possible, (b)(7)(E) will coordinate the deni	al of boarding through	(b)(7)(E)
(b)(7)(E)	locations, and	(b)(7)(E)	
Should aliens, subject to following actions:	the Executive Order, arrive	e at the port of entry, CBP of	officers are instructed to take the
Applicants bearing Non-	Immigrant Visas and First	Time Arriving Immigrants:	•
(1) All case processing	ng will be recorded in	(b)(7	
	to current policy/procedu		E 1975 '4
			n Form I-275, without a sworn
		pplication for admission, th	275 withdrawal cases apply.
` /		dard operating procedures.	ie anen win de placed in
•		ed to an asylum officer, and	d processed for Expedited
			es will be referred to ERO for
detention. Field C Order during the		ate to both CIS and ERO th	nat aliens are subject to Executive
Datuunina Dasidants			
Returning Residents, (1) Lawful Permaner	t Residents should be refe	rred for (b)(7)(E)	and held at the port of
			ty to grant an exemption has been
delegated to the C	commissioner of CBP, and	further delegated to Direct	ors of Field Operations and SES
Port Directors. O	nce an exemption has been	n granted results of (b)	(7)(E) should be notated in
			I Executive Order and barred
from entry pursua	nt to 212(f) of the INA but	has been granted an exemp	ption per (insert DFO/SES PD).
Refugees, Asylees, Unacc	companied Children, and s	ubjects returning to the US	Swith Advanced Parole:
			result of the Executive Order,
should be referred	for (b)(7)(E)	and held at the port of e	entry until such time as an
			s to the Secretary of State and
Secretary of Hom exemptions	eland Security. Further g	uidance will be forthcoming	g on processing these

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

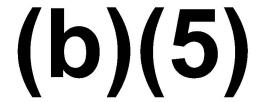
Returning aliens ineligible who withdraw their application for admission:

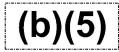
- (1) Aliens arriving via air or sea: Commercial carriers are required to remove foreign aliens found ineligible for entry under this order pursuant to 241(c)(1) of the INA.
- (2) Aliens arriving via land will be returned per current established procedures with the contiguous country.

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

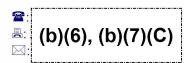
Todd A. Hoffman Executive Director, Admissibility and Passenger Programs Office of Field Operations U.S. Customs and Border Protection

From:	HUTTON, JAMES R
Sent:	Saturday, January 28, 2017 9:34 PM
То:	HOFFMAN, TODD A; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER
Cc:	SECURITY ASST DIRECTORS Owen, Todd C (AC OFO); WAGNER, JOHN P. (b)(6), (b)(7)(C)
CC:	
	(b)(6), (b)(7)(C)
Subject:	UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist
	Entry into the United States
Attachments:	RE: EO 212(f) Exemption Request for (b)(6), (b)(7)(C) RE: Waiver Request for
	212(1) in re (b)(6), (b)(7)(C) EO 212(f) Waiver for (b)(6), (b)(7)(C)
	(MINOR)
Importance:	High
importance.	
DFO's	
	sent last night. In addition to waivers for LPRs, the Secretary of Homeland
	authority to the Commissioner of CBP for only the following categories of
individuals subject to the EO:	
(1) (0)	/I \ /=\ / (
16161	
	, (b)(7)(C)
\ / \ /	·
The request for said waiver wil	I need to follow the helevy formet continitially to the helevy distre
The request for said waiver wil	l need to follow the below format sent initially to the below distro
(h)(6)	\ \h\\\7\\\C\
(0)(0)), (b)(7)(C)
EAC Owen	
 DEAC Wagner 	
XD Murdock	
XD Hoffman	
• (a) DXD (b)(6), (b)(7)(C)	
• DXD Hutton	j
OFO Field Liaison	
	ples that were submitted for approval today.
	and the second and approximate any .
Sample	
Subject Line: EO 212(f) Exemption	n for LAST NAME, (f/n) First name
Maires Novetine	
Waiver Narrative OFO recommends that you	(b)(5)
Crorecommends that you	
	(b)(5)
	(8)(8)





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





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

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman

Executive Director

Admissibility and Passenger Programs Office of Field Operations

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

the United States"

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

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

Wherever nossible (b)(7)(E)	will coordinate th	ne denial of boarding through	(b)(7)(E)
(b)(7)(E)	locations, and	(b)(7)(E)	<u></u>
	•		.i

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

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

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

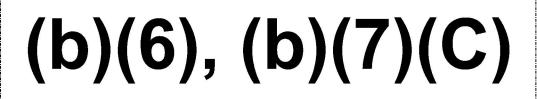
Please ensure that this memorandum and attached muster are disseminated to all ports of entry within your	
jurisdiction. If you have any questions or require additional information, please contact (b)(6), (b)(7)(C)	
(b)(6), (b)(7)(C) (A) Director, Enforcement Programs Division, at (b)(6), (b)(7)(C)	

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

From: Sent: To:	(b)(6), (b)(7)(C) @dlh.de Saturday, January 28, 2017 11:20 AM (b)(6), (b)(7)(C)
Subject: Attachments:	Fwd: New regulations for US immigrations effective immediately image002.png; ATT00001.htm; image003.jpg; ATT00002.htm; Attachment B (2).docx; ATT00003.htm
Dear Director ((b)(6), (b)(7)(C)	
As discussed, this is the informati	on that has been disseminated by LH HQ to all our stations world wide.
Regards,	
(b)(6), (b)(7)(C)	
Sent from my iPhone	
Begin forwarded message:	
From: (b)(6	
Date: January 28, 2017 a	t 06:27:19 EST c)
TEAMS" <	(b)(6), (b)(7)(C) (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) \
(b)(6), (b)(7)(C)	
Subject: Fwd: New regul	ations for US immigrations effective immediately
Dear stations,	
Please see below. This re	gulation is valid with IMMEDIATE effect.
	teams and handling agents (b)(7)(E) The new immigration rules are not yet in re the documents for affected nationals must be checked manually.
Please brief this informat	ion as work instruction. Thanks for your support.
Best regards (b)(6), (b)(7)(c) FRA HG/I	
Anfang der weitergeleite	ten E-Mail:

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

CBPBATES00035718



Betreff: New regulations for US immigrations effective immediately

Dear Colleagues,

we just received following information from CBP Homeland Security USA:

Sitz der Gesellschaft / Corpora	te Headquarters: Deutsche Lufthansa Aktiengesellschaft, Koeln, Registereintragung / Registration: Amtsgericht Koeln	HR B 2168
	/ Chairman of the Supervisory Board: ((P)(9),(9)(7)(C) ;	
THE STREET WAS ARREST TO THE WORLD AND ARRESTS AND A STREET WAS A STREET, AND A STREET WAS A STREET WAS A STREET, AND A STREET WAS A STREET, AND A STREET WAS A STREET, AND A STREET, AN	(b)(6), (b)(7)(C)	

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

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

In a nutshell, this means that Passport holders from **above mentioned countries** even with a valid visa for the US are no longer allowed to enter the US.

Exceptions are made for the above mentioned Visa categories as well as for Greencard holders, however individual rejections might occur also in those cases.

These new regulations have not yet been gathered in the systems, so affected passengers will still receive an "[(b)(7)(E)]" even if they are not allowed to travel.

Effective immediately, please check passports and immigrations documents according to the new regulations and refuse carriage to affected passengers at your end!

All passengers with final destination USA should be refused carriage at first point of contact.

Passengers should be made aware that this is not a Lufthansa decision and they should contact their USA consulate for further information.

Attached you will find a document that can be handed out those passengers

Please inform all staff accordingly!

More concrete information is expected as soon as we get news from the department of Homeland Security.

Kind regards

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

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

Hub Duty Officer Operational Management HUB FRA

Lufthansa German Airlines
Hub Control Center, FRA L/GSK
Lufthansa Basis
Gebäude 302
(b)(6), (b)(7)(C)
Phone: (b)(6), (b)(7)(C) Fax: (b)(6), (b)(7)(C)
Mobil: (b)(6), (b)(7)(C)
SITA: FRASELH
E-Mail: (b)(6), (b)(7)(C)

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From:	(b)(6), (b)(7)(C)
Sent:	Tuesday, January 31, 2017 10:43 PM
То:	(b)(6), (b)(7)(C)
Subject:	FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

FYI

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

Area Port Director

Detroit Metropolitan Airport

U.S. Customs and Border Protection

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

From: PERRY, CHRISTOPHER M

Sent: Tuesday, January 31, 2017 10:42:26 PM

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

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

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

Thanks,

Chris

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

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

From: HOFFMAN, TODD A

Sent: Tuesday, January 31, 2017 6:42:44 PM

To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE

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

Heads-up.

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

Todd A. Hoffman

Executive Director, Admissibility and Passenger Programs

Office of Field Operations

U.S. Customs and Border Protection

From:	(b)	(6), (b)(7)(C)						
Sent: Tuesday, Jai	nuary 31, 2017	5:03 PM			ŗ. -			·
To: Higgins, Jenni	fer	(b)(6)	; MC	ALEENAN, KEV	IN K ∙	(b)(6), ((b)(7)(C)	
	(b)(6), (b)(7)(C)		; HUTT	ON, JAMES R <	< <u> </u>	(b)(6), (b)(7)(C)	Burriesci,
Kelli (I	b)(6)	; HOFFMAN, 1	ODD A	(b)(6)), (b)(7)(C)		
Subject: FW: UPD	ATED GUIDAN	CE REGARDING	DUAL NA	TIONALS AND	OTHER E	XEMPTIONS '		

Here is the official message with the updated guidance.

Official - SBU UNCLASSIFIED

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

UNCLASSIFIED SBU



Info Office: STAFF

MRN: <u>17 STATE 9516</u>

Date/DTG: Jan 31, 2017 / 312107Z JAN 17

From: SECSTATE WASHDC

Action: SOMALIA, USMISSION IMMEDIATE; ALL DIPLOMATIC AND CONSULAR POSTS

COLLECTIVE IMMEDIATE

E.O.: 13526

TAGS: CMGT, CVIS, PTER, KPAO, KHLS

Captions: SENSITIVE Reference: 17 STATE 8708

Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST

ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL

NATIONALS AND OTHER EXEMPTIONS

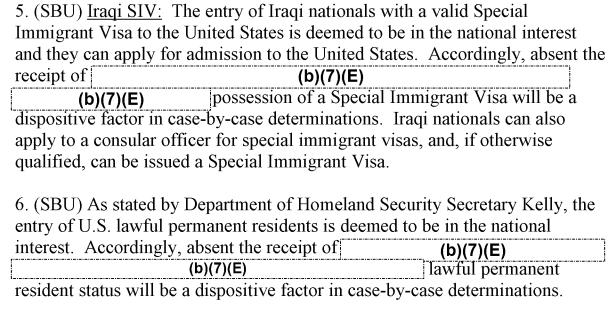
1. (SBU) In coordination with DHS/CBP and the White House, the following

updates are made to the operational guidance sent to the field in 17 State 8708.

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

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

- 3. (SBU) <u>Landed Immigrants of Canada</u>: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a pre-clearance location.
- 4. (SBU) Landed Immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for an immigrant or nonimmigrant visa to the United States, if the individual presents that passport, and proof of landed immigrant status, to a consular officer. These applications shall be made at a U.S. consular section in Canada



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

8. Minimize considered.

Signature: (b)(6)

Action Post: NONE

Dissemination Rule: DIS_CONS_TAGS

UNCLASSIFIED SBU

From: Sent: To: Subject	(b)(6), (b)(7)(C) Thursday, February 02, 2017 4:31 PM 3807-All Hands DMA Management EO Conference Call Notes
Leader	ship Team,
I just p	articipated in a conference call with the DFO and PDs regarding the EO. Here is a synopsis:
1. 2. 3.	The EAC is very pleased with OFO's reaction to, and implementation of the EO. HQ will be putting out updated policy guidance tonight. a. The FO will review and update their locally-provided consolidated guidance accordingly. All must remember that travelers with nationalities from the EO countries may still arrive at our airports (refugees, asylees, UACs, Advanced Paroles, etc.) (b)(7)(E) The Dept. of State is looking to establish their own waiver authority. If they obtain it, (b)(7)(E) (b)(7)(E)
5. Again, docum	OIG will be looking at some ports for documentation related to the EO. In preparation, ports in the FO are compiling and retaining documentation for each encounter. a. I've asked WCs (b)(6), (b)(7)(C) to begin creating a hard-copy file for each encounter. Each file will include the email string for approval of the waiver, and any automated system narrative. b. We will also create a file for ongoing policy guidance. please ensure our troops remain vigilant (b)(7)(E) , be cognizant of the travel ent presented, and engage management when they find anyone subject to the EO. I still want to be
notified	d anytime we encounter an individual subject to the EO, regardless of how we intend to handle.

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

U.S. Customs & Border Protection Detroit Metropolitan Airport

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

Thank you,

From: PERRY, CHRISTOPHER M

Sent: Tuesday, January 31, 2017 8:13 PM

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

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

Thx

Thanks,

Chris

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

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

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

Sent: Tuesday, January 31, 2017 8:12:54 PM

To: PERRY, CHRISTOPHER M

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

Just saw it, port managers have been briefed.

From: PERRY, CHRISTOPHER M

Sent: Wednesday, February 01, 2017 1:08:15 AM

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

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

You see this? It may not have made it to all recipients.

Thanks,

Chris

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

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

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 7:31:41 PM To: PERRY, CHRISTOPHER M; (b)(6), (b)(7)(C)
Cc: ((b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: RE: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
10 4
(b)(6), (b)(7)(C)
Port Director
CBP Field Operations Detroit Michigan
(b)(6), (b)(7)(C)
From: PERRY, CHRISTOPHER M
Sent: Wednesday, February 01, 2017 12:13:41 AM To: (
Cc: (D)(b), (D)(7)(C)
DAWN; HAMMOND, KENNETH S; SNOW, MAKIANNE; CHERRY, TINESHA L Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
Subject. I W. Of DATED GOIDANCE REGARDING DOAL NATIONALS AND OTHER EXEMITIONS
PDs:
Per HQ - landed Canadians (showing proof of landed status) with a valid U.S. visa, traveling directly from Canada, and from one of
the 7 countries can now apply for an exemption. (b)(7)(E)
Currently exemption can be granted only by C1 (see previous guidance on requesting C1 waivers). They are working to delegate it to
the DFO.
Pax will need to remain at the port until exemption is granted or they can withdraw if they choose.
Based on DOS announcing this, pax meeting these criteria could start showing up at the ports.
Exemption requests will be completed by the port and sent to the FO WC box where we will review to ensure it is in the proper form.
Once in proper form, we will send to HQ and monitor status.
Please make your staff aware of this. Please let me know as soon as you encounter one. Please acknowledge this message. Thank you.
Chris
Thanks,
Chris
Cinis
Christopher Perry Director Field Operations
Director, Field Operations Detroit Field Office
U.S. Customs and Border Protection
(b)(6), (b)(7)(C)

From: HOFFMAN, TODD A Sent: Tuesday, January 31, 2017 6:42:44 PM

To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
Heads-up.
Chris, per our conversation. You may start seeing landed immigrants. We're working on the policy and delegation authority.
Todd A. Hoffman Executive Director, Admissibility and Passenger Programs Office of Field Operations U.S. Customs and Border Protection
From: (b)(6) Sent: Tuesday, January 31, 2017 5:03 PM To: Higgins, Jennifer (b)(6) MCALEENAN, KEVIN K < (b)(6), (b)(7)(C)
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
Here is the official message with the updated guidance.
Official - SBU UNCLASSIFIED
Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
UNCLASSIFIED SBU
[STATE SEAL]
Info Office:
STAFF
NAME OF THE PARTY
MRN:
17 STATE 9516< http://repository.state.gov/searchcenter/Results.aspx?k=mrn%3a%2217%20STATE%209516%22>
Date/DTG:
Jan 31, 2017 / 312107Z JAN 17
From:
SECSTATE WASHDC
Action:
SOMALIA, USMISSION IMMEDIATE; ALL DIPLOMATIC AND CONSULAR POSTS COLLECTIVE IMMEDIATE
E.O.:
13526
TAGS:
CMGT, CVIS, PTER, KPAO, KHLS

Captions:
SENSITIVE
Reference:
17 STATE 8708< <u>http://repository.state.gov/searchcenter/Results.aspx?k=mrn%3a%2217%20STATE%208708%22</u> >
Subject:
(SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
1. (SBU) In coordination with DHS/CBP and the White House, the following updates are made to the operational guidance sent to the field in 17 State 8708.
2. (SBU) Dual Nationals: Dual nationals with a valid immigrant or nonimmigrant visa in a passport issued by any country not restricted under the Executive Order will be permitted to apply for admission to the United States.
Posts are allowed to process visa applications and issue nonimmigrant and immigrant visas to otherwise eligible visa applicants who apply with a passport from an unrestricted country, even if they hold dual nationality from a restricted country.
3. (SBU) Landed Immigrants of Canada: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a preclearance location.
4. (SBU) Landed Immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for an immigrant or nonimmigrant visa to the United States, if the individual presents that passport, and proof of landed immigrant status, to a consular officer. These applications shall be made at a U.S. consular section in Canada
5. (SBU) Iraqi SIV: The entry of Iraqi nationals with a valid Special Immigrant Visa to the United States is deemed to be in the national interest and they can apply for admission to the United States. Accordingly, absent the receipt of (b)(7)(E) possession of a Special Immigrant Visa will be a dispositive factor in case-by-case determinations. Iraqi nationals can also apply to a consular officer for special immigrant visas, and, if otherwise qualified, can be issued a Special Immigrant Visa.
6. (SBU) As stated by Department of Homeland Security Secretary Kelly, the entry of U.S. lawful permanent residents is deemed to be in the national interest. Accordingly, absent the receipt of (b)(7)(E) lawful permanent resident status will be a dispositive factor in case-by-case determinations.

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

8. Minimize considered.

Signature:

(b)(6)

Action Post:
NONE
Dissemination Rule:
DIS CONS TAGS

UNCLASSIFIED SBU

THE WHITE HOUSE

WASHINGTON

February 1, 2017

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

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

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

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

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

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

DFO's

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

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

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

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

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

Sample

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

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

(b)(5)

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

(b)(5)

(b)(5)

(b)(5)

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

Washington, DC



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



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

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman

Executive Director

Admissibility and Passenger Programs Office of Field Operations

Subject:

Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into

the United States"

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

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

Wherever possible (D)(7)(E) will coordinate the denial of boarding through (b)(7)(E) Should aliens, subject to the Executive Order, arrive at the port of entry, CBP officers are instructed to take the following actions: Applicants bearing Non-Immigrant Visas and First Time Arrivine Immigrants: (1) All case processing will be recorded (b)(7)(E) [(b)(7)(E)] according to current policy/procedure. (2) Subjects will be allowed to withdraw their application for admission on Form 1-275, without a sworn statement. All other procedures pertaining to the processing of Form 1-275 withdrawal cases apply. (3) Should the alien decline to withdraw their application for admission, the alien will be placed in Expedited Removal in accordance with standard operating procedures. (4) Aliens claiming fear of return will be referred to an asylum officer, and processed for Expedited Removal/Credible Fear (ERF). Aliens processed under ERF procedures will be referred to ERO for detention. Field Offices should clearly indicate to both CIS and ERO that aliens are subject to Executive Order during the referral process. Returning Residents, (1) Lawful Permanent Residents should be referred for (b)(7)(E) and held at the port of entry until an exemption to the Executive Order is granted. The authority to grant an exemption has been delegated to the Commissioner of CBP, and further delegated to Directors of Field Operations and SES Port Directors. Once an exemption has been granted results of (b)(7)(E) should be notated in [information of the Commissioner of CBP, and further delegated to Directors of Field Operations and SES Port Directors. Once an exemption has been granted results of (b)(7)(E) should be notated in [information of the Commissioner of CBP, and further delegated to Directors of Field Operations and SES Port Directors. Once an exemption has been granted are exemption for (insert DFO/SES PD). Refugees, Asylees, Unaccompanied Children, and subjects returning to the US with Advanced Parole: (1) Aliens from the above grou	,	
Should aliens, subject to the Executive Order, arrive at the port of entry, CBP officers are instructed to take the following actions: **Applicants bearing Non-Immigrant Visas and Eirst Time Arrivine Immierants:** (1) All case processing will be recorded (b)(7)(E) (b)(7)(E) (c)(7)(E) (according to current policy/procedure. (2) Subjects will be allowed to withdraw their application for admission on Form 1-275, without a sworn statement. All other procedures pertaining to the processing of Form 1-275 withdrawal cases apply. (3) Should the alien decline to withdraw their application for admission, the alien will be placed in Expedited Removal in accordance with standard operating procedures. (4) Aliens claiming fear of return will be referred to an asylum officer, and processed for Expedited Removal/Credible Fear (ERF). Aliens processed under ERF procedures will be referred to ERO for detention. Field Offices should clearly indicate to both CIS and ERO that aliens are subject to Executive Order during the referral process. **Returning Residents** (1) Lawful Permanent Residents should be referred for (b)(7)(E) and held at the port of entry until an exemption to the Executive Order is granted. The authority to grant an exemption has been delegated to the Commissioner of CBP, and further delegated to Directors of Field Operations and SES Port Directors. Once an exemption has been granted results of (b)(7)(E) should be notated in [by/7)(E) should be notated in [by/7)(E) should be notated in [by/7)(E) should be notated in from entry pursuant to 212(f) of the INA but has been granted an exemption per (insert DFO/SES PD). **Refugees, Asylees, Unaccompanied Children, and subjects returning to the US with Advanced Parole: (1) Aliens from the above group who are prevented from entry solely as a result of the Executive Order, should be referred for (b)(7)(E) and held at the port of entry until such time as an exemption to the Executive Order can be obtained. This exemption falls to the Secretary of State and Secretar	Wherever possible (b)(7)(E) will coordinate the denial of boarding through	(b)(7)(E)
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(2) Subjects will be allowed to withdraw their application for admission on Form I-275, without a sworn statement. All other procedures pertaining to the processing of Form I-275 withdrawal cases apply. (3) Should the alien decline to withdraw their application for admission, the alien will be placed in Expedited Removal in accordance with standard operating procedures. (4) Aliens claiming fear of return will be referred to an asylum officer, and processed for Expedited Removal/Credible Fear (ERF). Aliens processed under ERF procedures will be referred to ERO for detention. Field Offices should clearly indicate to both CIS and ERO that aliens are subject to Executive Order during the referral process. Returning Residents, (1) Lawful Permanent Residents should be referred for the authority to grant an exemption has been delegated to the Commissioner of CBP, and further delegated to Directors of Field Operations and SES Port Directors. Once an exemption has been granted results of the INA but has been granted Executive Order and barred from entry pursuant to 212(f) of the INA but has been granted an exemption per (insert DFO/SES PD). Refugees, Asylees, Unaccompanied Children, and subjects returning to the US with Advanced Parole: (1) Aliens from the above group who are prevented from entry solely as a result of the Executive Order, should be referred for (b)(7)(E) and held at the port of entry until such time as an exemption to the Executive Order can be obtained. This exemption falls to the Secretary of State and Secretary of Homeland Security. Further guidance will be forthcoming on processing these	Applicants bearing Non-Immigrant Visas and First Time Arriving Immigran	uts:
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Individuals who fall within any of the above may not be paroled, which includes port parole and deferred inspection. To the extent that there is an emergent medical issue related to an alien who falls within the Executive Order, CBP officers must accompany the alien for any medical care.

Returning aliens ineligible who withdraw their application for admission:

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

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

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

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

Sent: Saturday, January 28, 2017 4:10 PM

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

Subject: RE: CBSA Contacted

Thanks

From: (b)(6), (b)(7)(C) **Sent:** Saturday, January 28, 2017 9:08:23 PM

10: (b)(6), (b)(7)(C) Subject: CBSA Contacted

CBSA was contacted and stated at this time they have not received any "Official" information on how to handle individuals (LPRs and non-immigrants) applying for entry to Canada. The superintendent stated that due to the U.S. being unable to confirm these individuals will be admitted back to the U.S., CBSA may process them for a withdrawal. The superintendent stated he is unsure if all individuals who meet the criteria will be processed for a withdrawal and it will be handled on a case-by-case basis. The superintendent stated he will contact us if he receives further guidance.

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

Chief

Office of Field Operations

U.S. Customs & Border Protection

Port Huron, MI

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

From: PERRY, CHRISTOPHER M

Sent: Saturday, January 28, 2017 7:25 PM

To: (b)(6), (b)(7)(C) Subject: RE: Refugee Arrival

Ok. Thanks. We are getting slammed. Not with refugees but with returning lprs that are subject to the EO that require additional interviews and processing or refusals

Thanks,

Chris

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

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

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

Sent: Saturday, January 28, 2017 7:05:51 PM

To: PERRY, CHRISTOPHER M **Subject:** FW: Refugee Arrival

Hi Chris:

How are you? I don't know what impact the new EO is having on the metro Detroit area but please let me know if there is anything HSI can do to assist CBP.

I have not sent anything out to my managers except an FYI but if any additional assistance is needed I am more than willing to have us provide it.

Thank you, (b)(6), (b)(7)(c)

Sent with Good (www.good.com)

From: King, Tatum

Sent: Saturday, January 28, 2017 5:11:14 PM

To: #HSI Primary SACS; (b)(6), (b)(7)(C)

Subject: Refugee Arrival

Dear SACs,

Good afternoon.

If you and your management team haven't done so already, please reach out to your counterpart ERO FODs, CBP DFOs, and CBP Port Directors in your AOR to let them know that we are ready to assist if needed in anticipation of 1,200 refugees scheduled to arrive in the US shortly (according to DOS). We will be getting further guidance later this afternoon. Below FYI from New York Chief Counsel is info on a lawsuit regarding two Syrians and others similarly situated, who were detained at JFK.

Thank you, Tatum

"ERO Newark reports that CBP at JFK is no longer seeking bed space. CBP Commissioner granted a waiver on the released Syrian and the Secretary is reviewing a waiver on the remaining detained Syrian."

Darweesh v. Trump, No. 17-0480 (EDNY filed Jan. 28, 2017): On January 28, 2017, named petitioners Hameed Khalid Darweesh (whom the New York Times reports has been released from government custody) and Sameer Abdulkhaleg Alshawi filed a habeas petition and complaint for declaratory and injunctive relief on behalf of themselves and "all others similarly situated." The petitioners allege that their detention pursuant to the January 27, 2017 Executive Order (EO) that, among other actions, suspended the issuance of visas to people from seven countries, "violates their Fifth Amendment procedural and substantive due process rights, and is ultra vires the immigration statutes. Further, Petitioners' continued unlawful detention is part of a widespread pattern applied to many refugees and arriving aliens detained after the issuance of the" EO. The petition alleges that the named petitioners and putative class members "has been detained and questioned by CBP officials, denied entry to the United States, and subject to the threat of return to the country from which their travel originated, regardless of their presentation of valid entry documents, their status in the prior country, and possible claims qualifying them for protection under 8 USC 1101(a)(42) [defining "refugee"]and 8 USC 1225(b)(1)(A)(ii) [applicants for admission with claims of asylum]." Petitioners allege that the EO violates: their Fifth Amendment due process rights to apply for asylum and for withholding/CAT protection; various provisions of the INA that entitle them to apply for asylum withholding and CAT relief; the Foreign Affairs Reform and Restructuring Act of 1998; their Fifth Amendment equal protection rights because it discriminates against them on the basis of country of origin and "was substantially motivated by animus toward—and has a disparate effect on-Muslims..."; and the Administrative Procedure Act, because the EO is arbitrary, capricious, an abuse of discretion, contrary to constitutional power, ultra vires, and procedurally infirm. The relief sought is a writ of habeas corpus for each petitioner and class member; an injunction "ordering Respondents not to detain any individual solely on the basis of the EO;" a declaratory judgement that the detention of the petitioners and class members is unauthorized; costs and attorneys' fees. The petitioners' lawyers are from the Yale Law School, the Urban Justice Center, the National Immigration Law Center, the ACLU and the New York City law firm of Kilpatrick Townsend & Stockton. The respondents are President Trump, DHS, CBP, Secretary Kelly, CBP Acting Commissioner McAleenan and CBP's New York Field Director, James T. Madden.

In an acompanying motion for class certification, "Petitioners ask this Court to certify a class consisting of all individuals with refugee applications approved by [USCIS] as part of the U.S. Refugee Admissions Program, holders of valid immigrant and non-immigrant visas, and other individuals from Iraq, Syria, Iran, Sudan, Libya, Somalia, and Yemen legally authorized to enter the United States, but who have been or will be denied entry to the United States on the basis of the January 27, 2017 Executive order."

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

From: HUTTON, JAMES R

Sent: Saturday, January 28, 2017 9:34 PM

To: HOFFMAN, TODD A; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER

SECURITY ASST DIRECTORS

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

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

Subject: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist

Entry into the United States

Attachments: RE: EO 212(f) Exemption Request for (b)(6), (b)(7)(C), ! RE: Waiver Request for

212(1) in re (b)(6), (b)(7)(C) (f/n) (b)(6), (b)(7)(C) EO 212(f) Waiver for (b)(6), (b)(7)(C) (f/n) (b)(6), (b)(7)(C)

(MINOR)

Importance: High

DFO's

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

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

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

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

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

Sample

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

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

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

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

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



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From: HOFFMAN, TODD A				
Sent: Saturday, January 28, 2017	1:07 AM			
To: DIRECTORS FIELD OPS ⟨	(b)(7)(E)	EXECUTIVE DIRECTOR	RS HQ	
√ (b)(7)(E)	BORDER SEC	JRITY ASST DIRECTORS		
(b)(7)(E)				
Cc: Owen, Todd C (AC OFO)	(b)(6), (b)(7)(C)	WAGNER, JOHN P	(b)(6), (b)(7)(C)	
HUTTON, JAMES R		(b)(6), (b)(7)(C)]
	(b)(6),	(b)(7)(C)		
Subject: Guidance on Executive O	rder "Protecting the No	ation from Foreign Terrorist F	ntry into the United State	.c.

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

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman

Executive Director

Admissibility and Passenger Programs Office of Field Operations

Subject:

Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into

the United States"

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

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

Wherever possible, (b)(7)(E) will coordinate the den	iial of boarding through	n[(b)(7)(E)	
(b)(7)(E)	locations, and	(b)(7)(E)			•••
Should aliens, subject to following actions:	to the Executive Order, arriv	ve at the port of entry,	CBP officers	are instructed to take the	
Applicants bearing No	n-Immigrant Visas and Firs	t Time Arriving Immig	rants:		
(1) All case proces	sing will be recorded		(b)(7)(E)		
2	ng to current policy/procedu				
	e allowed to withdraw their				
	other procedures pertaining			11.5	
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delegated to the	e Commissioner of CBP, and	d further delegated to I	Directors of F		
	Once an exemption has bee			should be notated in	
	following language: Individ				
from entry purs	ruant to 212(f) of the INA bu	it has been granted an	exemption pe	r (insert DFO/SES PD).	
Refugees Asvlees Und	accompanied Children, and	subjects returning to th	he US with Ac	lvanced Parole:	
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should be refer		and held at the po			
exemption to th	ne Executive Order can be o	btained. This exemptio	n falls to the	Secretary of State and	
Secretary of Ho	omeland Security. Further g	guidance will be forthc	oming on pro	cessing these	
exemptions.					

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

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

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

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

2:17-cv-10310-VAR-SDD Doc # 1-1 Filed 01/31/17 Pg 1 of 7 Pg ID 20

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

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 visaissuance 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.

- $\underline{\operatorname{Sec}}$. $\underline{2}$. $\underline{\operatorname{Policy}}$. 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.
- 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.

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.
- $\underline{\text{Sec. 8}}.$ 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.
- $\underline{\text{Sec. 9}}.$ 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.
- $\underline{\text{Sec.}}$ $\underline{11}$. 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.

2:17-cv-10310-VAR-SDD Doc # 1-1 Filed 01/31/17 Pg 7 of 7 Pg ID 26

7

- (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

THE WHITE HOUSE,
January 27, 2017.

#

	(b)(6) (b)(7)(C)
From:	(b)(6), (b)(7)(C)
Sent:	Tuesday, January 31, 2017 7:48 PM
To:	PERRY, CHRISTOPHER M
Subject:	RE: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
For sure!!!	
From: PERRY, CHRISTOR Sent: Tuesday, January To (b)(6), (b)(7)(C) Subject: RE: UPDATED (3 <u>1. 2</u> 017 7:44:41 PM
Yep!! Might want the	taser ride instead of this ride.
Thanks,	
Chris	
Christopher Perry Director, Field Operation Detroit Field Office U.S. Customs and Bord (b)(6), (b)(ler Protection
[31, 2017 7:42:02 PM
ride. Weeee	
From: PERRY, CHRISTON Sent: Tuesday, January	31. 2017 7:13:41 PM
To:	(b)(6) (b)(7)(C)
Cc:	(b)(6), (b)(7)(C)
	GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS
PDs:	
	ians (showing proof of landed status) with a valid U.S. visa, traveling directly from of the 7 countries can now apply for an exemption. (b)(7)(E)

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

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

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

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

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

Chris

Thanks,

Chris

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

(b)(c) (b)(7)(c)

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

From: HOFFMAN, TODD A

Sent: Tuesday, January 31, 2017 6:42:44 PM

To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE

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

Heads-up.

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

Todd A. Hoffman

Executive Director, Admissibility and Passenger Programs

Office of Field Operations

U.S. Customs and Border Protection

From:		(b)(6), (b)(7)(C)			
Sent: Tuesday,	January 31,	2017 5:03 PM			
To: Higgins, Je	nnifer 🔙	(b)(6)	; MCALEENAN, KEVIN K <	(b)(6), (b)(7)(C)	
	(b)(6), (b)(7)(C)	>; HUTTON, JAMES R ﴿	(b)(6), (b)(7)(C)	; Burriesci,
Kelli	(b)(6)	HOFFMAN, T	ODD A < (b)(6), (b)(7)(C)	
Subject: FW: U	IPDATED GUI	DANCE REGARDING	DUAL NATIONALS AND OTHER E	XEMPTIONS	

Here is the official message with the updated guidance.

Official - SBU UNCLASSIFIED

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

UNCLASSIFIED SBU



Info Office: STAFF

MRN: <u>17 STATE 9516</u>

Date/DTG: Jan 31, 2017 / 312107Z JAN 17

From: SECSTATE WASHDC

Action: SOMALIA, USMISSION IMMEDIATE; ALL DIPLOMATIC AND CONSULAR POSTS

COLLECTIVE IMMEDIATE

E.O.: 13526

TAGS: CMGT, CVIS, PTER, KPAO, KHLS

Captions: SENSITIVE Reference: 17 STATE 8708

Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST

ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL

NATIONALS AND OTHER EXEMPTIONS

- 1. (SBU) In coordination with DHS/CBP and the White House, the following updates are made to the operational guidance sent to the field in 17 State 8708.
- 2. (SBU) <u>Dual Nationals</u>: Dual nationals with a valid immigrant or nonimmigrant visa in a passport issued by any country not restricted under the Executive Order will be permitted to apply for admission to the United States.

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

3. (SBU) <u>Landed Immigrants of Canada</u>: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for

admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a pre-clearance location.

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

5. (SBU) <u>Iraqi SIV:</u>	The entry of Iraqi nationals	s with a valid Special
Immigrant Visa to the	United States is deemed t	to be in the national interest
and they can apply fo	r admission to the United S	States. Accordingly, absent the
receipt of	(b)(7)(E)	
(b)(7)(E)	possession of a Speci	al Immigrant Visa will be a
dispositive factor in c	ase-by-case determination	s. Iraqi nationals can also
apply to a consular of	ficer for special immigran	t visas, and, if otherwise
qualified, can be issue	ed a Special Immigrant Vis	sa.
6. (SBU) As stated by	Department of Homeland	l Security Secretary Kelly, the
	permanent residents is deer	
interest. Accordingly	, absent the receipt of	(b)(7)(E)
	(b)(7)(E)	lawful permanent
resident status will be	a dispositive factor in cas	e-by-case determinations.
7. (SBU) In adjudicat	ing both admission to the	United States and issuance of
visas, both DHS and	the Department of State wi	ill continue to apply all
appropriate security v	vetting procedures.	

(b)(6)

8. Minimize considered.

Signature:

4

Action Post: NONE

Dissemination Rule: DIS_CONS_TAGS

UNCLASSIFIED SBU

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

Sent: Tuesday, January 31, 2017 6:57 PM

To: PERRY, CHRISTOPHER M

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

10-4, let me bowl my next frame and I'll call

From: PERRY, CHRISTOPHER M

Sent: Tuesday, January 31, 2017 6:49:01 PM

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

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

Please give me a call

Thanks,

Chris

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

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

From: HOFFMAN, TODD A

Sent: Tuesday, January 31, 2017 6:42:44 PM

To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE

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

Heads-up.

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

Todd A. Hoffman

Executive Director, Admissibility and Passenger Programs

Office of Field Operations

U.S. Customs and Border Protection

From:	(b)(6)			
Sent: Tuesday, Janua	ary 31, 2017 5:03 PM			
To: Higgins, Jennifer	(b)(6)	; MCALEENAN, KEVIN K <	(b)(6), (b)(7)(C)	
	(b)(6), (b)(7)(C)	;; HUTTON, JAMES R <	(b)(6), (b)(7)(C)	; Burriesci,

Kelli	(b)(6)	HOFFMAN,	TODD A	(b)(6), (b)(7)(C)	
Subjects	E/M/· LIDDATED	GUIDANCE REGARDING	DUAL NATIONAL	S AND OTHER EVENIDATIONS	

Here is the official message with the updated guidance.

Official - SBU UNCLASSIFIED

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

UNCLASSIFIED SBU



Info Office: STAFF

MRN: <u>17 STATE 9516</u>

Date/DTG: Jan 31, 2017 / 312107Z JAN 17

From: SECSTATE WASHDC

Action: SOMALIA, USMISSION IMMEDIATE; ALL DIPLOMATIC AND CONSULAR POSTS

COLLECTIVE IMMEDIATE

E.O.: 13526

TAGS: CMGT, CVIS, PTER, KPAO, KHLS

Captions: SENSITIVE Reference: 17 STATE 8708

Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST

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NATIONALS AND OTHER EXEMPTIONS

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

5. (SBU) <u>Iraqi SIV</u> : The entry of Iraqi nationals with a valid Special				
Immigrant Visa to the U	United States is deemed to be	in the national interest		
and they can apply for a	dmission to the United State	s. Accordingly, absent the		
receipt of	(b)(7)(E)			
(b)(7)(E)	possession of a Special Im	nmigrant Visa will be a		
dispositive factor in case	e-by-case determinations. Ira	aqi nationals can also		
apply to a consular offic	er for special immigrant visa	as, and, if otherwise		
qualified, can be issued	a Special Immigrant Visa.			
6. (SBU) As stated by Department of Homeland Security Secretary Kelly, the				
entry of U.S. lawful permanent residents is deemed to be in the national				
interest. Accordingly, absent the receipt of (b)(7)(E)				
(b)(7)(E)	lawful permanent		
resident status will be a dispositive factor in case-by-case determinations.				
· · · · · · · · · · · · · · · · · · ·				

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

	:·		
Signature:	(b)(6)		

(b)(7)(E)

UNCLASSIFIED SBU

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

Sent: Saturday, January 28, 2017 1:39 PM

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

Subject: RE: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the

Nation from Foreign Terrorist Entry Into the United States

No ma'am... They were told to get their reports to the FO WC one hour prior

Thanks,

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

Assistant Director, Border Security

Office of Field Operations

U.S. Customs and Border Protection

Detroit, Michigan (b)(6), (b)(7)(C)

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

Sent: Saturday, January 28, 2017 12:31:49 PM

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

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

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

I saw reporting is now 3 times per day; the next is at 1500. Do I need to send anything to the ports? I saw that DFO Perry sent some info to the PDs...

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

CBPO/ Program Manager

Detroit Field Office

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

From: PERRY, CHRISTOPHER M

Sent: Saturday, January 28, 2017 12:24:40 PM

To: (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) (Detroit Field Office WC

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

See guidance from HQ. Reports should be the running total for your location. FO will aggregate running totals into FO report going to HQ.

Also, additional guidance from ((b)(7)(E) just received through that you DO NOT need to call them for the LPRs or the refusals.

Thanks,
Chris
Christopher Perry Director, Field Operations Detroit Field Office U.S. Customs and Border Protection (b)(6), (b)(7)(C) (cell)
From: (b)(6), (b)(7)(C) Sent: Saturday, January 28, 2017 12:01:10 PM To: (b)(6), (b)(7)(C) OFO-FIELD LIAISON; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS Cc: (b)(6), (b)(7)(C) MURDOCK, JUDSON W; (b)(6), (b)(7)(C) Subject: RE: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States For clarification please report your running totals.
Thank you,
(b)(6), (b)(7)(C) Deputy Executive Director (Acting) OFO Operations (b)(6), (b)(7)(C) (c)
From: (b)(6), (b)(7)(C) Sent: Saturday, January 28, 2017 11:43:28 AM To: OFO-FIELD LIAISON; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS Cc: (b)(6), (b)(7)(C) MURDOCK, JUDSON W; (b)(6), (b)(7)(C) Subject: RE: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States
DFOs,
Effective immediately: We are going to a three times per day reporting timeline, using the same attachment that was used for this morning's report. Reports will now be due to field liaison at 0500 hours, 1500 hours and 2100

Separate message will be forwarded on additional reporting requirements for refugee encounters.

hours (EST) daily until further notice.

Thank you,	
(b)(6) (b)(7)(C)	
(b)(6), (b)(7)(C) Deputy Executive Director	r (Acting)
OFO Operations	(Acting)
or o operations	
(b)(6), (b)(7)(C)	
Franci (L)(O) (L)(T)(O) on	habalf of OFO FIELD LIATCON
Sent: (b)(6), (b)(7)(C) (011	behalf of OFO-FIELD LIAISON 2017 1:08:45 AM
To: DIRECTORS FIELD OPS;	EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS
ASST DIRECTORS; MISSION	SUPPORT ASST DIRECTORS
Cc: (b)(6), (b)(7)(C) OF	O-FIELD LIAISON; (b)(6), (b)(7)(C) MURDOCK, JUDSON W;
(b)(6), (b	
Entry Into the United States	e for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist
MEMORANDUM FOR:	Directors, Field Operations
	Director, Pre-Clearance
FROM:	(b)(6), (b)(7)(C)
	Deputy Executive Director, Operations (Acting)
	Office of Field Operations
SUBJECT:	Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States
Terrorist Entry into the Unnationals who intend to co	ident Donald Trump issued Executive Order: <i>Protecting the Nation from Foreign mited States</i> . It is the policy of the United States to protect its citizens from foreign mmit terrorist attacks in the United States; and to prevent the admission of foreign ploit United States immigration laws for malevolent purposes.
activities as related to this environments with anyone	Executive Order. Reporting will include encounters in the air, land and sea who arrives into the U.S. from the seven (7) countries (Iran, Iraq, Libya, Somalia, that meets the criteria outlined in the Executive Order and the instructions issued to and Passenger Programs.
(EST) – and ending at 025 their data from the previous must be submitting using t	sheet, data should be captured daily for the 24-hour time period beginning at 0300 9 hours (EST). By 0500 hours (EST) daily, each Field Office is required to submit as 24-hours to OFO Field Liaison (b)(7)(E) Reports the attached Microsoft Excel template document. Field Liaison will consolidate these senior CBP and DHS leadership.
(b)(7)(E) For questions pertain	regarding to reporting, please contact the Field Liaison Division, at (b)(7)(E) ining to the implementation of the new policy, please contact Ryan Hutton, Deputy spirity and Passenger Programs at (b)(6) (b)(7)(C)

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

Sent: Tuesday, January 31, 2017 7:19 PM

To: SSM OFO- MANAGERS

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

All,

New guidance for landed immigrants in Canada subject to the EO. We may see one of these so please review procedures so we are prepared.

Thanks

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

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

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

From: PERRY, CHRISTOPHER M

Sent: Tuesday, January 31, 2017 7:13:41 PM

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

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

PDs:

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

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

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

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

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

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

Chris

Thanks,

Chris

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

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

From: HOFFMAN, TODD A

Sent: Tuesday, January 31, 2017 6:42:44 PM

To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE

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

Heads-up.

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

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

From:		(b)(6), (b)(7)(C)				
Sent: Tuesday,	January 31, 201	X /X // X /X /X /				
To: Higgins, Jen	r	(b)(6)	; MCALEENAN	I. KEVIN K	(b)(6), (b)(7	')(C)
	(b)(6), (b)(7)(C	, , , , , , , , , , , , , , , , , , ,	HUTTON, JAM		(b)(6), (b)(7)(C) ; Burriesci,
Kelli ₹	(b)(6)	>; HOFFMAN, TO	DDD A <	(b)(6), (b)	(7)(C)	,i
Subject: FW: U	PDATED GUIDAN	ICE REGARDING D	DUAL NATIONALS	AND OTHER	REXEMPTIONS	

Here is the official message with the updated guidance.

Official - SBU UNCLASSIFIED

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

UNCLASSIFIED

SBU



Info Office: STAFF

MRN: <u>17 STATE 9516</u>

Date/DTG: Jan 31, 2017 / 312107Z JAN 17

From: SECSTATE WASHDC

Action: SOMALIA, USMISSION IMMEDIATE; ALL DIPLOMATIC AND CONSULAR POSTS

COLLECTIVE IMMEDIATE

E.O.: 13526

TAGS: CMGT, CVIS, PTER, KPAO, KHLS

Captions:SENSITIVEReference:17 STATE 8708

Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST

ATTACKS BY FOREIGN NATIONALS: UPDATED GUIDANCE REGARDING DUAL

NATIONALS AND OTHER EXEMPTIONS

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

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

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

- 3. (SBU) <u>Landed Immigrants of Canada</u>: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a pre-clearance location.
- 4. (SBU) Landed Immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for an immigrant or nonimmigrant visa to the United States, if the individual presents that passport, and proof of landed immigrant status, to a consular officer. These applications shall be made at a U.S. consular section in Canada
- 5. (SBU) <u>Iraqi SIV</u>: The entry of Iraqi nationals with a valid Special Immigrant Visa to the United States is deemed to be in the national interest

and they can apply for admission to the United States. Accordingly, absent the
receipt of (b)(7)(E)
(b)(7)(E) possession of a Special Immigrant Visa will be a
dispositive factor in case-by-case determinations. Iraqi nationals can also
apply to a consular officer for special immigrant visas, and, if otherwise
qualified, can be issued a Special Immigrant Visa.
6. (SBU) As stated by Department of Homeland Security Secretary Kelly, the
entry of U.S. lawful permanent residents is deemed to be in the national
interest. Accordingly, absent the receipt of (b)(7)(E)
(b)(7)(E) lawful permanent resident status will be a dispositive factor in case-by-case determinations.
resident status will be a dispositive factor in case-by-case determinations.
7. (SBU) In adjudicating both admission to the United States and issuance of
visas, both DHS and the Department of State will continue to apply all
appropriate security vetting procedures.
8. Minimize considered.
Signature: /b\/C\
Signature: (b)(6)

UNCLASSIFIED SBU

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

Sent: Wednesday, February 01, 2017 12:21 PM

To: SSM OFO- MANAGERS

Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive

Order on Foreign Terrorist Entry

Attachments: Guidance Memo (2.1.2017) (003).docx

Importance: High

All,

Effective immediately, Lawful Permanent Residents (LPR's) are no longer subject to the Executive Order. Please muster the troops and ensure those coming on shift are also immediately mustered. Please see the guidance below from the Office of Chief Council.

Thanks

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

Port Director

Office of Field Operations

U.S. Customs and Border Protection

Sault Ste. Marie, MI 49783

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

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

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

Sent: Wednesday, February 01, 2017 12:16 PM

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

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

Cc: Detroit Field Office WC

(b)(7)(E)

PERRY, CHRISTOPHER M

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

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

Entry

Importance: High

PD's/APD's

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

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

Integrity Officer

Department Of Homeland Security

US Customs and Border Protection

Detroit Field Office

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

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



- WE ARE ALL IMPACTED BY THE ACTIONS OF ONE -

From: HOFFMAN, TODD A			
Sent: Wednesday, February 01,	2017 11:58 AM		
To: DIRECTORS FIELD OPS	(b)(7)(E)	; EXECUTIVE DIRECT	ORS HQ
(b)(7)(E)			
Cc: Owen, Todd C (AC OFO)	(b)(6), (b)(7)(C)	; WAGNER, JOHN P	(b)(6), (b)(7)(C)
(b)(6), (b)(7)(0	C)	\	
Subject: FW: URGENT - FOR IMN	/IEDIATE ACTION - White	House Guidance Clarifying	Executive Order on Foreign Terrori
Entry			

Directors,

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

Todd A. Hoffman

Executive Director, Admissibility and Passenger Programs

Office of Field Operations

U.S. Customs and Border Protection

From (b)(6), (b)(7)(C)			
Sent: Wednesday, February C	1, 2017 11:53 AM		
To: MCALEENAN, KEVIN K	(b)(6), (b)(7)(C)	Owen, Todd C (AC O	FO)
(b)(6), (b)(7)(C)	; WAGNER, JOHN P	(b)(6), (b)(7)(C)	; HOFFMAN, TODD A
(b)(6), (b)(7)(C)	; HUTTON, JAMES R	(b)(6), (b)(7)(C)	=======================================
Cc:	(b)(6), (b)(7)(C)		

(b)(6), (b)(7)(C)	
FLANAGAN, PATRICK S (b)(6), (b)(7)(C) ALLES, RANDOLPH D	(b)(6), (b)(7)(C)
Subject: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifyi	ng Executive Order on Foreign Terrorist
Entry	
ATTORNEY CLIENT PRIVILEGED	
ATTORNEY WORK PRODUCT	
All,	
/h\/5	
(b)(5)	

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

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

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

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THE WHITE HOUSE

WASHINGTON

February 1, 2017

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

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

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

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

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

From: HUTTON, JAMES R

Sent: Saturday, January 28, 2017 9:34 PM

To: HOFFMAN, TODD A; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER

SECURITY ASST DIRECTORS

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

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

Subject: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist

Entry into the United States

Attachments: RE: EO 212(f) Exemption Request for (b)(6), (b)(7)(C) RE: Waiver Request for

212(1) in re (b)(6), (b)(7)(C) EO 212(f) Waiver for (b)(6), (b)(7)(C)

(MINOR)

Importance: High

DFO's

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

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

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

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

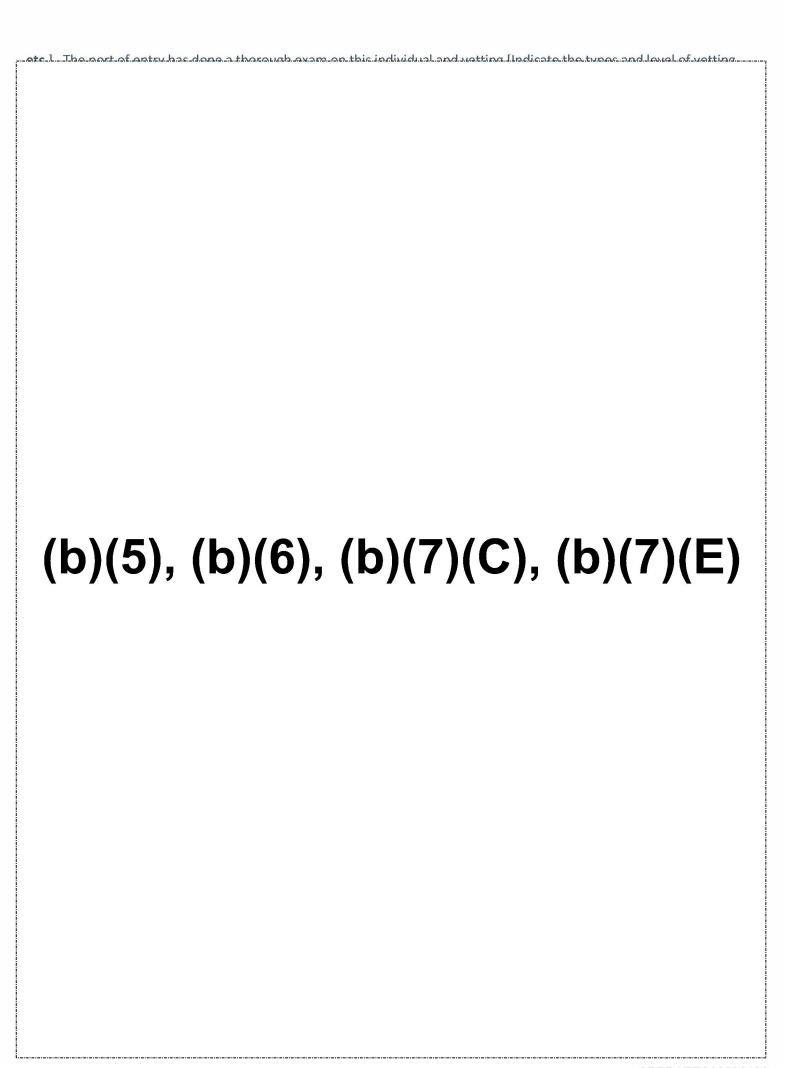
I have also attached some samples that were submitted for approval today.

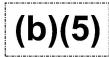
Sample

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

Waiver Narrative

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





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



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



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MA				
(b)(7)(E)	EXECUTIVE DIREC	TORS HQ		
BORDER SE	CURITY ASST DIRECTORS			
)(6), (b)(7)(C)	WAGNER, JOHN P	(b)(6), (b)(7)(C)		
	(b)(6), (b)(7)(C)			
(b)(6), (b)(7)(C)				
	BORDER SE)(6), (b)(7)(C)	(b)(7)(E) EXECUTIVE DIRECTORS BORDER SECURITY ASST DIRECTORS (6), (b)(7)(C) WAGNER, JOHN P (b)(6), (b)(7)(C)		

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

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman

Executive Director

Admissibility and Passenger Programs Office of Field Operations

Subject:

exemptions.

Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into

the United States"

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

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

annotated in the system.		
Wherever possible, (b)(7)(E) will coordina	te the denial of boarding through	(b)(7)(E)
(b)(7)(E) locations, an	nd (b)(7)(E)	
Should aliens, subject to the Executive O following actions:	order, arrive at the port of entry, CI	3P officers are instructed to take the
Applicants bearing Non-Immigrant Visas		
(1) All case processing will be record		(7)(E)
(3) Should the alien decline to withdree Expedited Removal in accordance(4) Aliens claiming fear of return will Removal/Credible Fear (ERF). A	raw their application for admission ertaining to the processing of Format their application for admission with standard operating procedural be referred to an asylum officer, aliens processed under ERF procedurally indicate to both CIS and ERG	n I-275 withdrawal cases apply. a, the alien will be placed in res. and processed for Expedited
Returning Residents,		
delegated to the Commissioner of Port Directors. Once an exemption (b)(7)(E) with the following language	Recutive Order is granted. The author CBP, and further delegated to Direct on has been granted results of Earth	rectors of Field Operations and SES (b)(7)(E) should be notated in
Refugees, Asylees, Unaccompanied Chila	dren, and subjects returning to the	US with Advanced Parole:
-		of entry until such time as an falls to the Secretary of State and

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

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

Sent: Tuesday, January 31, 2017 12:29 PM

To: Broz, Marko R CAPT

RE: UPDATE 1 & FINAL: CRITICAL INCIDENT REPORT - District Five - Removal of Subject:

Syrian Nationals from Commercial Vessels - Philadelphia, PA

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

1030 on Monday it is. I will come and see you.

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

Port Director

Office of Field Operations

U.S. Customs and Border Protection

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

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

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

----Original Message-----From: Broz, Marko R CAPT

Sent: Tuesday, January 31, 2017 12:25 PM

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

Subject: RE: UPDATE 1 & FINAL: CRITICAL INCIDENT REPORT - District Five - Removal of Syrian Nationals from

Commercial Vessels - Philadelphia, PA

How about next Monday at 1030? You're welcome to come over if that works.

CAPT Marko Broz

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

Sent: Tuesday, January 31, 2017 6:22:41 AM

To: Broz, Marko R CAPT

Subject: RE: UPDATE 1 & FINAL: CRITICAL INCIDENT REPORT - District Five - Removal of Syrian Nationals from

Commercial Vessels - Philadelphia, PA

Marko,

I'd be glad to sit down with you and discuss at your convenience. Please let me know what works best for you.

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

Port Director

Office of Field Operations

U.S. Customs and Border Protection

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

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

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

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

From: Broz, Marko R CAPT

Sent: Monday, January 30, 2017 11:20 AM

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

Subject: FW: UPDATE 1 & FINAL: CRITICAL INCIDENT REPORT - District Five - Removal of Syrian Nationals from

Commercial Vessels - Philadelphia, PA

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

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

Best, Marko

CAPT Marko Broz Sector Commander Sault Sainte Marie, MI

----Original Message-----

From: National Command Center

Sent: Sunday, January 29, 2017 11:51 AM

To: HQS-DG-Ist-NCC-INFOALERT

Cc: (b)(7)(E) US Fleet Forces;

Assistant Battle Watch Captain/FFC; Fleet Watch Officer/FFC/Functional; (b)(7)(E) (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) IP CI CAT; (b)(7)(E)

	(b)(7)(E)			(b)(6), (b)(7)(C)
CDR; (b)(6), (b)(7)(C) LCDR; GMCC;		(b)(7)(E)		L
(b)(7)(E)		NICC;	(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)	(OGA);	(b)(7)(E)		£
	(b)(6), (b)	(7)(C)		
(b)(6), (b)(7)(C)	NORAD USN	ORTHCOM N2C2 C	ps Div - OMB
(b)(7)(E)		(1	o)(7)(E)	
(b)(7)(E)		CG INTEL PLOT; (b)	(6), (b)(7)(C) (OGA);	(b)(6), (b)(7)(C)
(OGA); (b)(7)(E)		(b)(6), (b)(7)(C)	National Con	nmand Center
Subject: UPDATE 1 & FINAL: CRITICAL INC Vessels - Philadelphia, PA	DENT REPORT - Dis	trict Five - Removal of	Syrian Nationals fr	om Commercial

Very Respectfully,

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

U.S. Coast Guard

National Command Center (CG-DCO-NCC)

(b)(6), (b)(7)(C) www.uscg.mil/hq/commandcenter

To: (b)(6), (b)(7)(C) RE: UPDATE 1 & FINAL: CRITICAL INCIDENT REPORT - District Five - Removal of Syrian Nationals from Commercial Vessels - Philadelphia, PA
Sorry, I had like a 100 things going on and forgot to respond. (b)(7)(E)
(b)(7)(E)
(b)(6), (b)(7)(C) Supervisory Program Manager Detroit Field Office (b)(6), (b)(7)(C)
Original Message From: (b)(6), (b)(7)(C) Sent: Tuesday, January 31, 2017 8:40 AM To: (b)(6), (b)(7)(C) Subject: FW: UPDATE 1 & FINAL: CRITICAL INCIDENT REPORT - District Five - Removal of Syrian Nationals from Commercial Vessels - Philadelphia, PA
(b)(6), (b)(7)(C)
Anything to pass on before I set up a meeting?
(b)(6), (b)(7)(C) Port Director Office of Field Operations U.S. Customs and Border Protection Sault Ste. Marie, MI 49783 Office (b)(6), (b)(7)(C) Cell: (b)(6), (b)(7)(C)
Original Message From: (b)(6), (b)(7)(C) Sent: Monday, January 30, 2017 11:43 AM To: (b)(6), (b)(7)(C) Subject: FW: UPDATE 1 & FINAL: CRITICAL INCIDENT REPORT - District Five - Removal of Syrian Nationals from Commercial Vessels - Philadelphia, PA
(b)(6), (b)(7)(C)

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

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

Port Director

Office of Field Operations

U.S. Customs and Border Protection

Sault Ste. Marie, MI 49783

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

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

----Original Message-----From: Broz, Marko R CAPT

Sent: Monday, January 30, 2017 11:20 AM

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

Subject: FW: UPDATE 1 & FINAL: CRITICAL INCIDENT REPORT - District Five - Removal of Syrian Nationals from

Commercial Vessels - Philadelphia, PA

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

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

Best,

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

CAPT Marko Broz Sector Commander Sault Sainte Marie, MI

Original Message From: National Command Center Sent: Sunday, January 29, 2017 11:51 AM To: HQS-DG-Ist-NCC-INFOALERT Cc: (b)(6), (b)(7)(C) US Fleet Forces; Assistant Battle Watch Captain/FFC; Fleet Watch Officer/FFC/Functional; (b)(6), (b)(7)(C) ; (b)(6), (b)(7)(C) IP CI CAT: (b)(6), (b)(7)(C)	
(b)(6), (b)(7)(C)	
CDR; (b)(6), (b)(7)(C) GMCC (b)(7)(E)	
(b)(7)(E) NICC; (b)(6), (b)(7)(C)	
(b)(6), (b)(7)(C) FEMA-NWC; (b)(7)(E)	
(b)(6), (b)(7)(C)	
(b)(6), (b)(7)(C) (b)(7)(E) (b)(6), (b)(7)(C) NORAD USNORTHCOM N2C2 Ops Div - OMB	
(b)(7)(E) NORTHCOM Maritime Desk; (b)(7)(E)	
<u> </u>	
(b)(6), (b)(7)(C) CG INTEL PLOT; (b)(6), (b)(7)(C) (b)(7)(E) (b)(6), (b)(7)(C) National Command Center	
Subject: UPDATE 1 & FINAL: CRITICAL INCIDENT REPORT - District Five - Removal of Syrian Nationals from Commercial	
Vessels - Philadelphia, PA	
UNCLAS FOUO	
UPDATE 1 & FINAL:	
(b)(7)(E)	

Very Respectfully,

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

U.S. Coast Guard

National Command Center (CG-DCO-NCC)

(b)(7)(E)

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

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

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