




(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)

   (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: 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 (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)



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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)
C: (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

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

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)
(b)(6), (b)(7)(C)
Subject: Update: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

Directors,

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

- Any calls or requests from a member of Congress or their staff should be referred to Office of Congressional Affairs: (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
- For questions pertaining to the implementation of the new policy please contact Admissibility and Passenger Programs, Enforcement Programs Division,
(b)(7)(E)

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

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

(b)(6), (b)(7)(C)
Branch Chief
U.S. Customs and Border Protection
Office of Field Operations
Field Liaison Division
Desk:
Mobile: (b)(6), (b)(7)(C)
Fax:



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

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

To: DIRECTORS FIELD OPS <DIRECTORSFIELDOPS@cbp.dhs.gov>; EXECUTIVE DIRECTORS HQ

(b)(7)(E) BORDER SECURITY ASST DIRECTORS
(b)(7)(E) TRADE OPERATIONS ASST DIRECTORS
>; MISSION SUPPORT ASST DIRECTORS

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

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

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

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

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

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

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

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

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

1300 Pennsylvania Avenue NW
Washington, DC 20229



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

January 28, 2017

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

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

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

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.

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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)**

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

Executive Order Tracking

Field Office:

Cumulative Total

Date:

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

Executive Order Tracking

Field Office:

Reporting Period Total

Date:

Reporting Period:

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

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 Nation 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; BORDER SECURITY ASST DIRECTORS
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P; HUTTON, JAMES R; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

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

Directors,

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

Memorandum For: Directors, Field Operations

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

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

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

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

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

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

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

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

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

1300 Pennsylvania Avenue NW
Washington, DC 20229



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

JAN 28 2017

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman (b)(6), (b)(7)(C)
Executive Director
Admissibility and Passenger Programs
Office of Field Operations

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

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

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

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

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

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

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

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

(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
To: SSM OFO- MANAGERS
Subject: FW: UPDATE #2: 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 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
 W: (b)(6), (b)(7)(C)
 C: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 9:57:41 PM
To: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Cc: PERRY, CHRISTOPHER M; (b)(6), (b)(7)(C) Detroit Field Office WC
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: Saturday, January 28, 2017 8:33:00 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)
 (b)(6), (b)(7)(C)
Subject: UPDATE #2: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

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 *the attached* 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.
 - 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.

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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From: (b)(6), (b)(7)(C) On Behalf Of OFO-FIELD LIAISON
Sent: Saturday, January 28, 2017 1:09 AM
To: DIRECTORS FIELD OPS <(b)(7)(E)>; EXECUTIVE DIRECTORS HQ
 <(b)(7)(E)> BORDER SECURITY ASST DIRECTORS
 <(b)(7)(E)> TRADE OPERATIONS ASST DIRECTORS
 > MISSION SUPPORT ASST DIRECTORS

Cc: (b)(6), (b)(7)(C) ; OFO-FIELD LIAISON (b)(7)(E)
(b)(6), (b)(7)(C)
MURDOCK, JUDSON W < (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

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

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

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

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

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

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

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

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

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 Withdrawals 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									

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

Subject: RE: FAQs

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)

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

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 8:16 PM
To: SSM OFO- MANAGERS
Subject: FW: 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) (f/n) (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)

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:43:11 PM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: PERRY, CHRISTOPHER M; (b)(6), (b)(7)(C) Detroit Field Office WC
Subject: FW: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States

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) (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) Galaxy

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

Waiver Narrative

OFO recommends that (b)(5)

(b)(5)




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

(b)(5)

(b)(5)

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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



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

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

Directors,

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

Memorandum For: Directors, Field Operations

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

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

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

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

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

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

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

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

From: 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
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

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

Summary: CBP, OFO, Baltimore Field Office recommends that (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)

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

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

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

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

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

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

; MURDOCK, JUDSON W

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

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

Subject: FW: FINAL SIGNED EO FOR ACTION

From: MCALEENAN, KEVIN K

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

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

FLANAGAN, PATRICK S <(b)(6), (b)(7)(C)>;

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

Subject: FINAL SIGNED EO FOR ACTION

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 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
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.

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

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

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

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

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

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

Subject: FW: FINAL SIGNED EO FOR ACTION

From: MCALEENAN, KEVIN K

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

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

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

Subject: FINAL SIGNED EO FOR ACTION

From: (b)(6), (b)(7)(C)
Sent: 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 **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 no longer 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: 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 AM
To: PERRY, CHRISTOPHER M <(b)(6), (b)(7)(C)>
Cc: (b)(6), (b)(7)(C)

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

Subject: OIG Requests related to the Executive Order

Hello,

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

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:

1. (b)(7)(E)

2. (b)(7)(E)

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 Immigrants:

- [redacted] (b)(7)(E)
[redacted] (b)(7)(E)
- [redacted] (b)(7)(E)
[redacted] (b)(7)(E)
- [redacted] (b)(7)(E)
[redacted] (b)(7)(E)
- All case processing will be recorded in [redacted] (b)(7)(E)
[redacted] (b)(7)(E) system, according to current policy/procedure.
- Subjects will be allowed to withdraw their application for admission. [redacted] (b)(7)(E)
[redacted] (b)(7)(E)
[redacted] (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 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. (b)(7)(E)

(b)(7)(E)

(b)(7)(E) Waiver authority for these travelers is delegated to the DFO. (b)(7)(E) DFO will make the decision to grant a waiver on a case by case basis.

Parole or Deferral Not Authorized:

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.

Travelers Not Seeking Entry:

The Executive Order does not 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 **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 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 not 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 not 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.**

-

(b)(7)(E)

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

Cc: PERRY, CHRISTOPHER M (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) Detroit Field Office WC
<DetroitFieldOfficeWC@cbp.dhs.gov>

Subject: RE: Revised Executive Order Reporting 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 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 (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)
Fax: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C) **On Behalf Of** OFO-FIELD LIAISON
Sent: Friday, February 03, 2017 3:07 AM
To: DIRECTORS FIELD OPS (b)(7)(E) BORDER SECURITY ASST DIRECTORS
(b)(7)(E) TRADE OPERATIONS ASST DIRECTORS
(b)(7)(E) MISSION SUPPORT ASST DIRECTORS
(b)(7)(E) EXECUTIVE DIRECTORS HQ
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 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.

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. LPR information should not be captured on the spreadsheet.

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

- List number of travelers from EO countries who present themselves as non-immigrants.
- Number of immigrant visa encounters
 - 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
 - List the number of travelers from EO countries who present themselves as returning refugees.
- Undocumented Encounters
 - 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
 - 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
 - List the number of returning refugees from EO countries not granted a waiver.
- Returning Refugee granted waiver
 - 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
 - Record the number of nonimmigrants from EO countries not granted a waiver.
- Number of non-immigrants granted waiver
 - Record the number of nonimmigrants from EO countries granted a waiver.
- Number of immigrants not granted waiver
 - Record the number of immigrants from EO countries not granted a waiver.
- Number of immigrants granted a waiver
 - Record the number of immigrants from EO countries granted a waiver.
- Canadian Landed Waiver NOT Granted
 - Record the number of Canadian Landed Immigrants from EO countries not granted a waiver.
- Canadian Landed Waiver Granted
 - Record the number of Canadian Landed Immigrants from EO countries granted a waiver.
- I-512 waiver NOT granted
 - Record subjects with I-512s from EO countries not granted a waiver:
- I-512 waiver Granted
 - 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

February 1, 2017

Country	Number of Non-Immigrant Visa Encounters	Number of Immigrant Visa Encounters	Canadian Landed Encounter	Number of Refugees Encounters	No Doc Encounters	I-512 Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Returning Refugee NOT granted waiver	Returning Refugee granted waiver	Number of Expedited Removals with Fear Claim	Number of Non-Immigrants NOT granted waivers	Number of Non-Immigrants 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
							Y	
							Y	
							Y	
							Y	
							Y	
							Y	
							Y	
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							Y	

Date	FO	POE	Name	DOB	Documents Presented	Disposition	If denied exception, need highlevel bullets why
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Date	FO	POE	Name	DOB	Documents Presented	Disposition	If denied exception, need highlevel bullets why
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Date	FO	POE	Name	DOB	Proof of Citizenship/Identity	Disposition	Custody Status with Date/Time
-------------	-----------	------------	-------------	------------	--	--------------------	--

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

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

Chris

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)>
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) Owen, Todd C (AC OFO) <(b)(6), (b)(7)(C)> WAGNER, JOHN P
(b)(6), (b)(7)(C) EXECUTIVE DIRECTORS HQ <(b)(7)(E)>
Subject: FW: Executive Order Update on Seaport Operations and Consolidated Guidance

Directors,

Here is a quick summary regarding the Executive Order:

- You have waiver authority for:
 - LPRs- still require an individualized waiver for each entry.
 - 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)
(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 [REDACTED] added to routing on 1/29.

1/28: Executive Order Guidance to the Field – Signed Memo

I appreciate your efforts during this implementation. Please let me know if you have any questions. Also, the Crisis Action Team is staffed 24/7 and can be reached at [REDACTED] or [REDACTED].

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
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)

(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) (office)
(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 HQ
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P; (b)(6), (b)(7)(C)
Subject: Re-Delegation of EO Section 5 Refugee Waiver Authority
Attachments: S Signed Action Memo Refugees.pdf; Copy of 30Jan-2 Feb Booking Spreadsheet Details (2).xlsx; 2017protectingtheNationfromTerroristEntryintotheUnitedStates.eo.rel.docx
Importance: High

DFOs

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

- JFK
- Newark
- Miami
- Chicago
- Dulles
- LAX
- Houston

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

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

(b)(7)(E)

(b)(7)(E)

(b)(7)(E)

This authority may not be further delegated.

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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



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

Acting Deputy Commissioner/EAC,

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

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



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

UNCLASSIFIED

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)

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

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

SUMMARY OF NATIONALITY CODES

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

ARRIVALS - 30 JANUARY 2017

PF #	DOA PoE	Arr Time	Carrier	Flt	Total Pax	PF Serial #	Hotel (Y/N)	Meal (Y/N)	DOM Dep Date	Carrier	Flt #	From	To	DEP Time	Arr Time	Carrier	Flt #	Dep time	Case	Individual Name	Birthdate	Relation	Nationality	Size	Po E
EGH0034	01/30/17	13:10	LH	430	38																				
						1	N	N	01/30/2017	UA	765	ORD	DEN	17:35	19:16	UA	5922	20:05				PA	ET	1	ORD
						14	N	Y	01/30/2017	UA	4506	ORD	MCI	18:15	19:51							PA	ER	1	ORD
					SubTotal Y:		3	3																	
GHH0012	01/30/17	16:34	DL	220	3																				
						1-3																			
					SubTotal Y:		0	0																	
IDH0014	01/30/17	19:25	CI	008	3																				
						1-3																			
					SubTotal Y:		0	0																	
IDH0023	01/30/17	20:25	CI	008	1																				
						1	Y		01/31/2017	AS	475	LAX	SEA	10:00	12:45	AS	952	14:35							
					SubTotal Y:		1	0																	
KEH7067	01/30/17	13:30	UA	973	16																				
						1	N	Y	01/30/2017	UA	5798	ORD	BOI	19:15	22:27										
						6-10																			
						11																			
						12	Y		01/31/2017	UA	5813	ORD	TUS	08:55	11:56										
						13	Y		01/31/2017	UA	5813	ORD	TUS	08:55	11:56										
						14	N	N	01/30/2017	UA	4506	ORD	MCI	18:15	19:51										
						15	N	N	01/30/2017	UA	4506	ORD	MCI	18:15	19:51										
						2-5	Y		01/31/2017	UA	4525	ORD	ABQ	08:55	11:13										
						16	Y		01/31/2017	UA	5901	ORD	STL	09:30	10:50										
					SubTotal Y:		7	1																	
KEH7328	01/30/17	12:45	EK	215	1																				
						1	N	Y	01/30/2017	AA	6048	LAX	SJC	19:40	21:01										
					SubTotal Y:		0	1																	
LBH0006	01/30/17	12:55	LH	456	20																				
						11	N	Y	01/30/2017	UA	719	LAX	LAS	22:41	23:55										
						12	N	Y	01/30/2017	UA	719	LAX	LAS	22:41	23:55										
					SubTotal Y:		4	7																	
LBH0030	01/30/17	14:05	LH	440	1																				
						2	Y		01/31/2017	UA	6035	IAH	BOI	17:35	20:34										

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

						1-3	N	Y	01/30/2017	DL	4128	JFK	ROC	21:10	22:46			
						6	N	Y	01/30/2017	DL	4044	JFK	DCA	19:25	21:01			
						11-12	N	Y	01/30/2017	DL	4128	JFK	ROC	21:10	22:46			
						SubTotal Y:		0	6									
RWH0038	01/30/17	13:30	UA	973	1													
						1	N	Y	01/30/2017	UA	4556	ORD	STL	19:25	20:44			
						SubTotal Y:		0	1									
RWH0039	01/30/17	13:30	UA	973	2													
						1-2	N	N	01/30/2017	UA	728	ORD	GRR	17:40	19:38			
						SubTotal Y:		0	0									
SVH0012	01/30/17	11:50	AV	310	4													
						3	N	Y	01/30/2017	AA	2254	MIA	JFK	17:01	19:59			
						4	N	Y	01/30/2017	AA	1477	MIA	BOS	17:00	20:12			
						2	N	Y	01/30/2017	AA	2239	MIA	DCA	16:50	19:23			
						1	N	Y	01/30/2017	AA	1477	MIA	BOS	17:00	20:12			
						SubTotal Y:		0	4									
SVH0014	01/30/17	17:45	AA	1520	10													
						8	Y		01/31/2017	AA	1006	MIA	BOS	11:21	14:36			
						9	Y		01/31/2017	AA	1006	MIA	BOS	11:21	14:36			
						1	Y		01/31/2017	AA	1533	MIA	DCA	09:25	11:57			
						2	Y		01/31/2017	AA	969	MIA	DFW	11:05	13:18			
						4	Y		01/31/2017	AA	2305	MIA	DFW	09:20	11:42	AA	3684	14:40
						10	Y		01/31/2017	AA	4640	MIA	ATL	12:15	14:15			
						5-7	Y		01/31/2017	AA	1976	MIA	IAD	14:14	16:43			
						3	Y		01/31/2017	AA	969	MIA	DFW	11:05	13:18			
						SubTotal Y:		10	0									

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

O	BT		
A	BT		
A	BT	3	JFK
VI	NP		
O	BT		
A	BT	1	JFK
A	BT	2	JFK
O	BT		
A	CD	1	ORD
A	CD	2	ORD
O	CD		
A	SV	1	MIA
A	SV	1	MIA
A	SV	1	MIA
A	SV	1	MIA
A	SV	1	MIA
A	SV	1	MIA
A	SV	1	MIA
A	SV	1	MIA
A	SV	1	MIA
A	SV	3	MIA
O	SV		
O	SV		
A	SV	1	MIA

97 pax

					6	Y		02/01/2017	AA	2305	MIA	DFW	09:20	11:42	AA	3526	12:45	SUX	MiM	YTNFWU	
					2	Y		02/01/2017	AA	1053	MIA	TPA	09:20	10:26				TPA	MiM	YUEFQP	
					SubTotal Y:		8	0													
IDH0010	01/31/17	14:50	QR	707	6																
																			SHD		
					SubTotal Y:		0	0													
IDH0017	01/31/17	14:15	QR	701	1														ALB		
					SubTotal Y:		0	0													
IDH0019	01/31/17	14:15	QR	701	3														PHL		
					SubTotal Y:		0	0													
JOH5105	01/31/17	18:10	AF	010	1																
								02/01/2017	DL	462	JFK	SLC	11:12	14:39				SLC	RMI	JMSUOE	
					SubTotal Y:		1	0													
KEH7013	01/31/17	16:00	LX	008	20																
					SubTotal Y:		30	Y		02/01/2017	UA	771	ORD	DFW	09:05	11:47			DFW	MiM	YNFLI7
					SubTotal Y:		16	0													
KEH7330	01/31/17	11:50	AA	087	1																
																			ORD		
					SubTotal Y:		0	0													
MYH0014	01/31/17	13:15	QR	739	11																
					SubTotal Y:		4-6	Y		02/01/2017	AA	706	LAX	IND	10:00	17:17			IND	MiM	OVTLKQ
					SubTotal Y:		7-9	Y		02/01/2017	AA	706	LAX	IND	10:00	17:17			IND	MiM	OVTLKQ
NPH4011	01/31/17	08:10	EK	231	4																
					SubTotal Y:		1-4	N	Y	01/31/2017	UA	4749	IAD	STL	17:25	18:57			STL	RMI	FMHMYT
					SubTotal Y:		0	4													
NPH4015	01/31/17	07:55	QR	703	5																
					SubTotal Y:		1	N	Y	01/31/2017	AA	1223	JFK	DFW	14:55	18:04			DFW	MiM	CE100490
																			MDT		
					SubTotal Y:		2-5														
					SubTotal Y:		0	1													
NPH4026	01/31/17	13:35	QR	725	2																
					SubTotal Y:		1-2	N	Y	01/31/2017	AA	4659	ORD	SDF	18:35	20:58			SDF	MiM	2WBNRG
					SubTotal Y:		0	2													
NPH5014	01/31/17	13:35	QR	725	3																

(b)(7)(E)

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

PA	HN	1	MIA
PA	HN	1	MIA
PA	AF	6	IAD
WI	AF		
SO	AF		
SO	AF		
DA	AF		
DA	AF		
PA	PK	1	JFK
PA	MM	3	JFK
WI	MM		
DA	MM		
PA	CD	1	JFK
PA	SS	1	ORD
PA	ET	1	ORD
PA	MM	3	LAX
WI	MM		
SO	MM		
PA	MM	3	LAX
WI	MM		
SO	MM		
PA	AF	4	IAD
SO	AF		
DA	AF		
SO	AF		
PA	AF	1	JFK
PA	PK	4	JFK
HU	PK		
SO	PK		
SO	PK		
PA	LK	2	ORD
BR	LK		

					1	N	N	01/31/2017	AA	2375	ORD	DFW	18:25	20:53			DFW	MiM	OSFDNS
					2	N	Y	01/31/2017	AA	2894	ORD	LAN	18:50	20:59			LAN	MiM	SDCDVO
					3	N	Y	01/31/2017	AA	3467	ORD	CLE	18:40	20:57			CLE	MiM	AZYUPH
					SubTotal Y:		0	2											
NPH5018	01/31/17	16:35	QR	777	27														
					1-2	N	Y	01/31/2017	AA	4658	MIA	BNA	21:35	23:03			BNA	MiM	NRJSVY
					20-21	N	N	01/31/2017	AA	4596	MIA	SDF	20:09	22:52			SDF	RMI	TAYWXD
					22	N	N	01/31/2017	AA	4596	MIA	SDF	20:09	22:52			SDF	RMI	CDVBUV
					3-5	N	Y	01/31/2017	AA	4658	MIA	BNA	21:35	23:03			BNA	MiM	NRJSVY
					16-17	N	N	01/31/2017	AA	1083	MIA	MSP	20:02	23:04			MSP	RMI	NLKPCE
					18-19	N	N	01/31/2017	AA	1083	MIA	MSP	20:02	23:04			MSP	RMI	NMQUST
					11-14	N	N	01/31/2017	AA	1532	MIA	DEN	19:59	22:38			DEN	RMI	OVXYNQ
					23-26	N	N	01/31/2017	AA	4596	MIA	SDF	20:09	22:52			SDF	RMI	NWTNQY
					15	N	N	01/31/2017	AA	1532	MIA	DEN	19:59	22:38			DEN	RMI	JVEGBJ
					10	N	Y	01/31/2017	AA	1828	MIA	CLT	21:45	23:56			CLT	MiM	DCLYHK
					6-7	N	N	01/31/2017	AA	1532	MIA	DEN	19:59	22:38			DEN	RMI	DEIXYM
					8-9	N	N	01/31/2017	AA	2203	MIA	LAS	20:14	22:54			LAS	MiM	NSCXMS
					27	N	Y	01/31/2017	AA	3833	MIA	GSO	21:50	23:58			GSO	MiM	TQJAAU
					SubTotal Y:		0	7											
NPH5019	01/31/17	14:55	EK	235	24														
					11-13	N	Y	01/31/2017	UA	795	ORD	PIT	21:15	23:43			PIT	RMI	BPP9XY
					6-8	N	N	01/31/2017	UA	1420	ORD	CLE	19:30	21:51			CLE	RMI	BPMPWW
					1-5	N	Y	01/31/2017	AA	3408	ORD	CMH	20:00	22:13			CMH	RMI	ZGEMBQ
					20-23												ORD		
					18-19	N	Y	01/31/2017	AA	3408	ORD	CMH	20:00	22:13			CMH	RMI	CRAFHB
					9-10	N	N	01/31/2017	UA	146	ORD	DSM	19:45	21:14			DSM	RMI	BPN9NJ

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

PA	NP	1	ORD
PA	NP	1	ORD
PA	NP	1	ORD
PA	BT	2	MIA
DA	BT		
PA	BT	2	MIA
WI	BT		
PA	BT	1	MIA
PA	BT	3	MIA
WI	BT		
SO	BT		
PA	BT	2	MIA
WI	BT		
PA	BT	2	MIA
WI	BT		
PA	BT	4	MIA
WI	NP		
DA	BT		
SO	BT		
PA	BT	4	MIA
WI	BT		
SO	BT		
PA	BT	1	MIA
PA	BT	1	MIA
PA	BT	2	MIA
DA	BT		
PA	BT	2	MIA
SO	BT		
PA	BT	1	MIA
PA	BT	3	ORD
WI	NP		
SO	BT		
PA	BT	3	ORD
DA	BT		
SO	BT		
PA	BT	5	ORD
WI	BT		
DA	BT		
DA	BT		
PA	BT	4	ORD
WI	NP		
SO	BT		
DA	BT		
PA	BT	2	ORD
SO	BT		
PA	BT	2	ORD
DA	BT		

						25-27	N	Y	01/31/2017	DL	2317	IAD	ATL	12:12	14:15	DL	5149	17:10	XNA	RMI	G5JSCP	
						22-24	N	Y	01/31/2017	UA	299	IAD	TPA	12:35	15:05				TPA	MiM	YVPSNJ	
						15	N	Y	01/31/2017	AA	1556	IAD	DFW	11:29	13:58				DFW	RMI	HPHFRF	
						16-20	N	Y	01/31/2017	AA	1556	IAD	DFW	11:29	13:58				DFW	RMI	GCHMIY	
						21	N	Y	01/31/2017	UA	221	IAD	ORD	13:00	14:06	UA	5784	15:55	FSD	RMI	B8CVD7	
						SubTotal Y:			0		21											
ZAH3024	01/31/17	06:40	SA	203	6																	
						2-5														SWF		
						6														SWF		
						1														HVN		
						SubTotal Y:			0		0											
ZMH0004	01/31/17	14:55	EK	235	30																	
						26-28														RFD		
						29	N	Y	01/31/2017	UA	1219	ORD	CLE	21:15	23:35				CLE	RMI	M38H7Q	
						20														ORD		
						21														ORD		
						22	N	Y	01/31/2017	AA	2518	ORD	DFW	20:25	22:53				DFW	RMI	OFWQMY	
						30	N	Y	01/31/2017	UA	1219	ORD	CLE	21:15	23:35				CLE	RMI	M38H7Q	
						1-9	Y		02/01/2017	UA	4691	ORD	GSO	13:50	16:45				GSO	RMI	M24C31	
						10-14	N	Y	01/31/2017	UA	4670	ORD	SDF	21:00	23:24				SDF	RMI	M37EKK	
						15	N	Y	01/31/2017	UA	4670	ORD	SDF	21:00	23:24				SDF	RMI	M37EKK	
						16-19	Y		02/01/2017	UA	4691	ORD	GSO	13:50	16:45				GSO	RMI	M3DBGS	
						SubTotal Y:			13		12											
ZMH0006	01/31/17	06:40	SA	203	35																	
						7-9	N	Y	01/31/2017	B6	1425	JFK	TPA	14:59	18:11				TPA	MiM	2IEEQP	

(b)(7)(E)

(b)(6)

PA	CD	3	IAD
HU	CD		
SO	CD		
PA	CD	3	IAD
DA	CD		
DA	CD		
PA	RW	1	IAD
PA	RW	5	IAD
WI	BI		
SD	BI		
SO	RW		
SO	RW		
PA	CD	1	IAD
PA	CD	4	JFK
HU	CD		
DA	CD		
SO	CD		
PA	CD	1	JFK
PA	CD	1	JFK
PA	CD	3	ORD
WI	CD		
DA	CD		
PA	CD	1	ORD
PA	CD	1	ORD
PA	CD	1	ORD
PA	BI	1	ORD
PA	CD	1	ORD
PA	CD	9	ORD
DA	CD		
DA	CD		
DA	CD		
SO	CD		
SO	CD		
DA	CD		
DA	CD		
SO	CD		
SO	CD		
SO	CD		
PA	CD	5	ORD
SO	CD		
SO	CD		
SO	CD		
PA	CD	1	ORD
PA	CD	4	ORD
HU	CD		
SO	CD		
DA	CD		
PA	CD	3	JFK

ARRIVALS - 1 FEBRUARY 2017

PF #	DOA PoE	Arr Time	Carrier	Flt	Total Pax	Case	Individual Name	Birthdate	Relation	Nationality	Size	Po E		
EGH0039	02/01/17	13:10	LH	430	33	(b)(7)(E)	(b)(6), (b)(7)(C)							
								PA	ET	1	ORD			
								PA	ER	1	ORD			
								PA	ER	1	ORD			
EGH4022	02/01/17	13:10	LH	430	2									
								PA	CI	2	ORD			
								WI	CM					
					SubTotal Y:									
ETH0009	02/01/17	09:00	ET	504	26									
								PA	ER	4	LAX			
								WI	ER					
								SO	ER					
								SO	ER					
								PA	ER	6	LAX			
								WI	ER					
								SO	ER					
								SO	ER					
								SO	ER					
								SO	ER					
								PA	ER	3	LAX			
								DA	ER					
								DA	ER					
								PA	ER	1	LAX			
								PA	ER	2	LAX			
								SO	ER					
								PA	ER	1	LAX			
						PA	ER	1	LAX					

					SubTotal Y:										
GHH0013	02/01/17	16:34	DL	220	10	(b)(7)(E)	(b)(6)								
										PA	SL	1	JFK		
										PA	SL	1	JFK		
										PA	SL	1	JFK		
										PA	CI	5	JFK		
										DA	CI				
										GD	CI				
										DA	CI				
										DA	CI				
										PA	CF	1	JFK		
					SubTotal Y:										
GHH0020	02/01/17	18:50	TK	005	7										
										PA	CF	6	ORD		
										DA	CF				
								DA	CF						
								DA	CF						
								SO	CF						
								SO	CF						
								PA	CF	1	ORD				
					SubTotal Y:										
JOH5033	02/01/17	16:15	RJ	263	40										
								PA	PS	6	ORD				
								WI	PS						
								DA	PS						
								DA	PS						
								SD	PS						
								DA	PS						
					SubTotal Y:										
NPH5020	02/01/17	12:25	CX	806	25										
								PA	BT	3	ORD				

					SubTotal Y:
UGH5048	02/01/17	12:45	EK	215	4
					SubTotal Y:

(b)(7)(E)

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

SO	CD		
SO	CD		
DA	CD		
SO	CD		
PA	CD	5	IAD
HU	CD		
SO	CD		
DA	CD		
PA	CD	1	IAD
PA	CD	1	IAD
PA	CD	5	LAX
WI	CD		
SO	CD		
DA	CD		

178 pax

2-Feb-17

PF #	DOA PoE	Arr Time	Carrier	Flt	Total Pax	Case	Individual Name	Birthdate	Relation	Nationality	Size	Po E	
ECH0004	02/02/17	12:11	AA	932	9								
						(b)(7)(E) (b)(6), (b)(7)(C)			PA	CO	1	MIA	
									PA	CO	1	MIA	
									PA	CO	3	MIA	
									DA	CO			
									DA	CO			
									PA	CO	2	MIA	
									DA	CO			
									PA	CO	2	MIA	
									DA	CO			
					SubTotal Y:								
ETH0010	02/02/17	16:20	LH	402	40								
										PA	ER	1	EWR
										PA	ER	1	EWR
										PA	ER	2	EWR
										DA	ER		
										PA	ER	2	EWR
										DA	ER		
										PA	ER	5	EWR
									WI	ER			
									DA	ER			
									SO	ER			
									SO	ER			
									PA	ER	1	EWR	
									PA	ER	1	EWR	
									PA	ER	1	EWR	
									PA	ER	1	EWR	
									PA	ER	1	EWR	

THH0012	02/02/17	21:00	CX	890	20
					SubTotal Y:
THH0017	02/02/17	12:40	CI	006	7
					SubTotal Y:
THH0129	02/02/17	12:40	CI	006	4

(b)(7)(E)

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

PA	MM	1	EWR
PA	MM	1	EWR
PA	MM	1	EWR
PA	MM	3	EWR
WI	MM		
DA	MM		
PA	MM	1	EWR
PA	MM	1	EWR
PA	MM	4	EWR
SO	MM		
DA	MM		
SO	MM		
PA	MM	6	EWR
WI	MM		
DA	MM		
SO	MM		
SO	MM		
DA	MM		
PA	MM	2	EWR
DA	MM		
PA	MM	7	LAX
WI	MM		
SO	MM		
DA	MM		
SO	MM		
SO	MM		
SO	MM		

					SubTotal
					al Y:
UGH5043	02/02/17	08:15	EK	203	22
					SubTotal
					al Y:

(b)(7)(E)

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

SO	CD		
SO	CD		
SO	CD		
DA	CD		
DA	CD		
DA	CD		
PA	CD	1	LAX
PA	CD	4	JFK
HU	RW		
DA	RW		
SO	RW		
PA	CD	7	JFK
WI	CD		
DA	CD		
DA	CD		
DA	CD		
DA	CD		
SO	CD		
PA	CD	2	JFK
HU	CD		
PA	CD	7	JFK
WI	CD		
SO	CD		
DA	CD		
SO	CD		
SO	CD		
DA	CD		
PA	CD	1	JFK
PA	CD	1	JFK

309 pax

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 visa-issuance process to ensure that those approved for admission do not intend to harm Americans and that they have no ties to terrorism.

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

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

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

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

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

(d) Immediately upon receipt of the report described in subsection (b) of this section regarding the information needed for adjudications, the Secretary of State shall request all foreign governments that do not supply such information to start providing such information regarding their nationals within 60 days of notification.

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

information requested pursuant to subsection (d) of this section until compliance occurs.

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

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

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

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

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

Sec. 5. Realignment of the U.S. Refugee Admissions Program for Fiscal Year 2017. (a) The Secretary of State shall suspend the U.S. Refugee Admissions Program (USRAP) for 120 days. During the 120-day period, the Secretary of State, in conjunction with the Secretary of Homeland Security and in consultation with the Director of National Intelligence, shall

review the USRAP application and adjudication process to determine what additional procedures should be taken to ensure that those approved for refugee admission do not pose a threat to the security and welfare of the United States, and shall implement such additional procedures. Refugee applicants who are already in the USRAP process may be admitted upon the initiation and completion of these revised procedures. Upon the date that is 120 days after the date of this order, the Secretary of State shall resume USRAP admissions only for nationals of countries for which the Secretary of State, the Secretary of Homeland Security, and the Director of National Intelligence have jointly determined that such additional procedures are adequate to ensure the security and welfare of the United States.

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

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

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

(e) Notwithstanding the temporary suspension imposed pursuant to subsection (a) of this section, the Secretaries of State and Homeland Security may jointly determine to admit individuals to the United States as refugees on a case-by-case basis, in their discretion, but only so long as they determine that the admission of such individuals as refugees is in the national interest -- including when the person is a religious minority in his country of nationality facing religious persecution, when admitting the person would enable the United States to conform its conduct to a preexisting international agreement, or when the person is already in transit and denying admission would cause undue hardship -- and it would not pose a risk to the security or welfare of the United States.

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

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

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

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

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

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

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

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

nonimmigrant visas in a reciprocal manner, the Secretary of State shall adjust the visa validity period, fee schedule, or other treatment to match the treatment of United States nationals by the foreign country, to the extent practicable.

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

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

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

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

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

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

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

(i) the authority granted by law to an executive department or agency, or the head thereof; or

(ii) the functions of the Director of the Office of Management and Budget relating to budgetary, administrative, or legislative proposals.

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

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

DONALD J. TRUMP

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
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P; (b)(6), (b)(7)(C)
Subject: RE: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

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

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

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

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

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



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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)

(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 DIRECTORS HQ <(b)(7)(E)>; BORDER SECURITY ASST DIRECTORS <(b)(7)(E)>

Cc: Owen, Todd C (AC OFO) <(b)(6), (b)(7)(C)>; WAGNER, JOHN P <(b)(6), (b)(7)(C)>; HUTTON, JAMES R <(b)(6), (b)(7)(C)>

<(b)(6), (b)(7)(C)>

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

Importance: High

Directors,

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

Memorandum For: Directors, Field Operations

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

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

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

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

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

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

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

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

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

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

(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 DIRECTORS HQ
(b)(7)(E) BORDER SECURITY ASST DIRECTORS
(b)(7)(E)
Cc: Owen, Todd C (AC OFO) <**(b)(6), (b)(7)(C)**> WAGNER, JOHN P <**(b)(6), (b)(7)(C)**>
HUTTON, JAMES R <**(b)(6), (b)(7)(C)**>
(b)(6), (b)(7)(C)

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

Directors,

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Memorandum For: Directors, Field Operations

From: Todd A. Hoffman
Executive Director

Admissibility and Passenger Programs
Office of Field Operations

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

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- (2) Aliens arriving via land will be returned per current established procedures with the contiguous country.

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

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

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

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

Approved per C1, 1722 hours.

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

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

Exemption to Executive Order Request

January 28, 2017

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

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




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

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

Waiver granted by C1, 1312 hours.

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

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

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

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

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

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

• **(b)(6), (b)(7)(C)**

(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



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

JAN 28 2017

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman **(b)(6), (b)(7)(C)**
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.

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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.

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

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

1.

(b)(7)(E)

2.

(b)(7)(E)

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 Immigrants:

- [REDACTED] (b)(7)(E)
[REDACTED] (b)(7)(E)
- [REDACTED] (b)(7)(E)
[REDACTED] (b)(7)(E)
- [REDACTED] (b)(7)(E)
[REDACTED] (b)(7)(E)
- All case processing will be recorded in [REDACTED] (b)(7)(E) [REDACTED] (b)(7)(E) system, according to current policy/procedure.
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[REDACTED] (b)(7)(E)
[REDACTED] (b)(7)(E)
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- 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 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. (b)(7)(E)

(b)(7)(E) Waiver authority for these travelers is delegated to the CBP Commissioner. To request a waiver for this classification of traveler submit the request via e-mail to the following: DFO Chris 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. The waiver request will be forwarded as appropriate by the Detroit Field Office Watch Commander.

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 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.

Travelers Not Seeking Entry:

The Executive Order does not 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 **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 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 not 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 not 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.**

-

(b)(7)(E)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 10:30 AM
To: (b)(6), (b)(7)(C)
Cc:
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
To: (b)(6), (b)(7)(C)
Subject: RE: Executive Order 20170127 - NEXUS/Global Entry

(b)(6), (b)(7)(C) is sick today.

(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 9:28 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: FW: Executive Order 20170127 - NEXUS/Global Entry
Importance: High

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

Please handle.

Thanks,

(b)(6), (b)(7)(C)
Asst. Port Director, Tactical
U.S. Customs and Border Protection

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

(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 no longer 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 can not 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 (b)(6), (b)(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

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

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: Friday, February 03, 2017 9:17 PM
To: (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 Protection
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 9:00:16 PM
To: (b)(6), (b)(7)(C)
Subject: RE: IMMEDIATE ACTION: District Court Ruling Enjoining the Executive Order

Lol, yeah no more zero's. Actually do have to finish last report tonight and then we are done

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 8:51:09 PM
To: (b)(6), (b)(7)(C)
Subject: FW: IMMEDIATE ACTION: District Court Ruling Enjoining the Executive Order

Does this mean no more reporting.

(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: 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)
(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,



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

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

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

Vigilance • Service • Integrity

From: (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)
C: (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) Detroit
(b)(6), (b)(7)(C)
Field Office WC
Subject: RE: Provisional Revocations Lifted in Compliance with Court Order

(b)(7)(E)

From: PERRY, CHRISTOPHER M
Sent: Friday, February 03, 2017 10:04:22 PM
To: (b)(6), (b)(7)(C) Detroit Field
(b)(6), (b)(7)(C)
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) (office)
(b)(6), (b)(7)(C) (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 Office WC
Subject: FW: Provisional Revocations Lifted in Compliance with Court Order

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

Thanks,

Chris

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

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

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

Department of State letter attached.

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

From: (b)(6)
Sent: Friday, February 03, 2017 9:15 PM
To: HOFFMAN, TODD A; (b)(6), (b)(7)(C)
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
W: (b)(6), (b)(7)(C)
C: (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 (b)(6), (b)(7)(C) 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)
(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)
C: (b)(6), (b)(7)(C)

From: PERRY, CHRISTOPHER M
Sent: Tuesday, January 31, 2017 7:40:30 PM
To: (b)(6), (b)(7)(C)
Subject: FW: FAQs

Detroit Field Office WC

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)
(b)(6), (b)(7)(C) (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)
(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)
Subject: RE: FAQs

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)
Cell: (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)
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

(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: Tuesday, January 31, 2017 8:34 PM
To: (b)(6), (b)(7)(C); SSM OFO- MANAGERS
Subject: RE: FAQs
Attachments: Final QA v5 (Q1-25).docx

The FAQs are written for reporters by reading them. #19 relates to the first message (b)(6), (b)(7)(C) 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
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)
 C: (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)
(b)(6), (b)(7)(C) (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)
(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)
Subject: RE: FAQs

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)

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

February 1, 2017

Country	Number of Non-Immigrant Visa Encounters	Number of Immigrant Visa Encounters	Canadian Landed Encounter	Number of Refugees Encounters	No Doc Encounters	I-512 Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Returning Refugee NOT granted waiver	Returning Refugee granted waiver	Number of Expedited Removals with Fear Claim	Number of Non-Immigrants NOT granted waivers	Number of Non-Immigrants 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	0

Date	FO	POE	Name	DOB	LPR/Non-LPR	Status	Verified	If denied, need highlevel bullets why
							Y	
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Date	FO	POE	Name	DOB	Documents Presented	Disposition	If denied exception, need highlevel bullets why
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Date	FO	POE	Name	DOB	Proof of Citizenship/Identity	Disposition	Custody Status with Date/Time
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Date	FO	POE	Name	DOB	Documents Presented	Why no exception granted: High level bullets	Are they in CBP custody still? If so, why. If not, how did they depart.
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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

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

Port Director

Date	FO	POE	Name	DOB	Documents Presented	Disposition	If denied exception, need highlevel bullets why
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Date	FO	POE	Name	DOB	Documents Presented	Disposition	If denied exception, need highlevel bullets why
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Date	FO	POE	Name	DOB	Proof of Citizenship/Identity	Disposition	Custody Status with Date/Time
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Date	FO	POE	Name	DOB	Documents Presented	Why no exception granted: High level bullets	Are they in CBP custody still? If so, why. If not, how did they depart.
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Field Office: ALL

Date:

2/3/2017

Executive Order Tracking - 24 Hour Reporting Period

February 1, 2017

Country	Number of Non-Immigrant Visa Encounters	Number of Immigrant Visa Encounters	Canadian Landed Encounter	Number of Refugees Encounters	No Doc Encounters	I-512 Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Returning Refugee NOT granted waiver	Returning Refugee granted waiver	Number of Expedited Removals with Fear Claim	Number of Non-Immigrants NOT granted waivers	Number of Non-Immigrants 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	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

All-

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. **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)

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

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

(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)	(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)	(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)	(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)

Cc: PERRY, CHRISTOPHER M

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

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

Detroit Field Office WC

(b)(7)(E)

Subject: RE: Revised Executive Order Reporting 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 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 (if required).

Thank you,

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

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

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

Sent: Friday, February 03, 2017 3:07 AM

To: DIRECTORS FIELD OPS (b)(7)(E); BORDER SECURITY ASST DIRECTORS

(b)(7)(E) TRADE OPERATIONS ASST DIRECTORS
> MISSION SUPPORT ASST DIRECTORS
EXECUTIVE DIRECTORS HQ

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)

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

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. LPR information should not be captured on the spreadsheet.

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
 - List number of travelers from EO countries who present themselves as non-immigrants.
- Number of immigrant visa encounters
 - 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
 - List the number of travelers from EO countries who present themselves as returning refugees.
- Undocumented Encounters
 - 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
 - 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
 - List the number of returning refugees from EO countries not granted a waiver.
- Returning Refugee granted waiver
 - 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
 - Record the number of nonimmigrants from EO countries not granted a waiver.
- Number of non-immigrants granted waiver
 - Record the number of nonimmigrants from EO countries granted a waiver.
- Number of immigrants not granted waiver
 - Record the number of immigrants from EO countries not granted a waiver.
- Number of immigrants granted a waiver
 - Record the number of immigrants from EO countries granted a waiver.
- Canadian Landed Waiver NOT Granted
 - Record the number of Canadian Landed Immigrants from EO countries not granted a waiver.
- Canadian Landed Waiver Granted
 - Record the number of Canadian Landed Immigrants from EO countries granted a waiver.
- I-512 waiver NOT granted
 - Record subjects with I-512s from EO countries not granted a waiver:
- I-512 waiver Granted
 - 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

February 1, 2017

Country	Number of Non-Immigrant Visa Encounters	Number of Immigrant Visa Encounters	Canadian Landed Encounter	Number of Refugees Encounters	No Doc Encounters	I-512 Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Returning Refugee NOT granted waiver	Returning Refugee granted waiver	Number of Expedited Removals with Fear Claim	Number of Non-Immigrants NOT granted waivers	Number of Non-Immigrants 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	
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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	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)

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(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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							Y	
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Date	FO	POE	Name	DOB	Documents Presented	Disposition	If denied exception, need highlevel bullets why
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Field Office: ALL

Date:

2/3/2017

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February 1, 2017

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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

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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)

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

Field Office: ALL

Date:

2/3/2017

Executive Order Tracking - 24 Hour Reporting Period

February 1, 2017

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Date	FO	POE	Name	DOB	Proof of Citizenship/Identity	Disposition	Custody Status with Date/Time
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Date	FO	POE	Name	DOB	Documents Presented	Why no exception granted: High level bullets	Are they in CBP custody still? If so, why. If not, how did they depart.
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From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 9:12 PM
To: (b)(7)(E)
Subject: RE: IMMEDIATE ACTION: District Court Ruling Enjoining the Executive Order

Pat,

Should we still send the 2300 hr report? I would assume so since we could have had activity. Let me know if tomorrows reports are needed. I am sure we will get more guidance as it comes out. Why are these always done on Friday night???

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)
(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 Enjoining the Executive Order

All,

Please see the immediate change in processing subjects under the EO. (b)(7)(E)
(b)(7)(E)

Please ensure the troops are made aware immediately.

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)

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)
(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,



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

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

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

Vigilance • Service • Integrity

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 10:16 AM
To: (b)(6), (b)(7)(C)
Cc:
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)
Cc: Detroit Field Office WC (b)(7)(E)
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: Saturday, January 28, 2017 12:45 AM
To: (b)(6), (b)(7)(C)
Subject: RE: FINAL SIGNED EO FOR ACTION

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

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

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

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

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

Subject: FW: FINAL SIGNED EO FOR ACTION

From: MCALEENAN, KEVIN K

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

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

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

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

Subject: FINAL SIGNED EO FOR ACTION

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

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

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

(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

(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)

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

From: (b)(6), (b)(7)(C)
Sent: Friday, January 27, 2017 6:41 PM
To: HOFFMAN, TODD A <(b)(6), (b)(7)(C)>; HUTTON, JAMES R <(b)(6), (b)(7)(C)>;
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C); MURDOCK, JUDSON W

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

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

Subject: FW: FINAL SIGNED EO FOR ACTION

From: MCALEENAN, KEVIN K

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

To: WAGNER, JOHN P <

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

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

FLANAGAN, PATRICK S <

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

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

Subject: FINAL SIGNED EO FOR ACTION

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 12:27 PM
To:

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

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

All,
One additional thing. Do not Destroy 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

All,

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".

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

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)

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

FYI,

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), (b)(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
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

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 9:39 AM
To:

(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 cannot 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

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 to not (b)(7)(E) that are already in the TTP for revocation purposes. We can not 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 (b)(6) stated 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

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

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)(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)

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

(b)(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)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 9:42 PM
To: SSM OFO- ALL EMPLOYEES
Subject: FW: IMMEDIATE ACTION: District Court Ruling Enjoining the Executive Order

All,

Please see the guidance below. We are to immediately suspend enforcement of the sections of the Executive Order as listed and return to normal processing.

(b)(6), (b)(7)(C)
 Supervisory Officer
 U.S. Customs and Border Protection
 900 International Bridge Plaza
 Sault Ste. Marie, MI 49783

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

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 Enjoining the Executive Order

All,

Please see the immediate change in processing subjects under the EO. We are to suspend enforcement of the sections below and return to normal processing.

Please ensure the troops are made aware immediately.

Thanks

(b)(6), (b)(7)(C)
 Port Director
 Office of Field Operations
 U.S. Customs & Border Protection
 Sault Ste. Marie, Michigan

W:
 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)
(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)

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,



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

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

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

Vigilance • Service • Integrity

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

10-4.

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

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

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

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

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

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

PDs:

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

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

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

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

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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,

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

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

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

Heads-up.

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

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

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

Here is the official message with the updated guidance.

Official - SBU
UNCLASSIFIED

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

UNCLASSIFIED
SBU



Info Office: STAFF

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

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

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

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

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

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

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

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

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

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

8. Minimize considered.

Signature: (b)(6)

(b)(7)(E)

UNCLASSIFIED
SBU

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

FYSA

Thanks,

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

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

CBPO (b)(7)(E)

Detroit (b)(7)(E)

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

From: (b)(7)(E)

Sent: Sunday, January 29, 2017 11:31:39 AM

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

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

Subject: (b)(7)(E) Wayne State University Emergence Sit-In & Protest

Good morning,

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

SIT IN

Speak out against recent discriminatory executive orders

#BuildBridgesNotWalls

REFUGEES WELCOME: Emergency Sit-In & Protest

#RefugeesWelcome

JAN 30

Public · Hosted by Amal Rass and 4 others

★ Interested + Going

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

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

GUESTS	
739 interested	171 going

V/R,

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

Detroit, MI 48226

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

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

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

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

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

Please see the attached for your situational awareness

Thanks,

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

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

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

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

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

Good morning,

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

JOIN US

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

JAN 29

DTW: Emergency Protest against Muslim Ban

MUSLIM MARCH MICHIGAN

WHEN	SUNDAY, JANUARY 29
WHERE	DTW: MACNAMARA TERMINAL INTERNATIONAL ARRIVALS 1 DETROIT METROPOLITAN AIRPORT, ROYAL OAK, MI 48066
TIME	4:00 PM - 6:00 PM
INFO	DRESS WARMLY BRING PHOTO I.D. NO SIGNS/POSTERS LARGER THAN 11x17

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

★ Interested
+ Going

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

📍 DTW- Macnamara Terminal- Intl Arrivals

GUESTS

4.3K
2.2K

interested
going

V/R,

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

Detroit, MI 48226

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

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

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

10 4

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

PDs:

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

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

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

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

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

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

Chris

Thanks,

Chris

Christopher Perry
Director, Field Operations
Detroit Field Office

U.S. Customs and Border Protection

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

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

Heads-up.

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

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

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

Here is the official message with the updated guidance.

Official - SBU
UNCLASSIFIED

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

UNCLASSIFIED
SBU



Info Office: STAFF

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

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

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

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

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

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

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

8. Minimize considered.

Signature: (b)(6)

Action Post: NONE
Dissemination Rule: DIS_CONS_TAGS

UNCLASSIFIED
SBU

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

10-4

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

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

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

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

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

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

PDs:

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

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Chris

Thanks,

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

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

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Sent: Tuesday, January 31, 2017 6:42:44 PM
To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE
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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

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To: Higgins, Jennifer <**(b)(6)**> MCALEENAN, KEVIN K <**(b)(6), (b)(7)(C)**>
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Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

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Official - SBU
UNCLASSIFIED

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

UNCLASSIFIED
SBU



Info Office: STAFF

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

Signature: (b)(6)

(b)(7)(E)

UNCLASSIFIED
SBU

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

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

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

Port Director
 CBP Field Operations
 Detroit Michigan

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

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

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

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

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

PDs:

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Chris

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

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

From: HOFFMAN, TODD A
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To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE
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Todd A. Hoffman
Executive Director, Admissibility and Passenger Programs Office of Field Operations U.S. Customs and Border Protection

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

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Official - SBU
UNCLASSIFIED

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

UNCLASSIFIED
SBU

[STATE SEAL]

Info Office:

STAFF

MRN:

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

Date/DTG:

Jan 31, 2017 / 312107Z JAN 17

From:

SECSTATE WASHDC

Action:

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

E.O.:

13526

TAGS:

CMGT, CVIS, PTER, KPAO, KHLS

Captions:

SENSITIVE

Reference:

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

Subject:

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

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

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

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

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

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

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

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

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

8. Minimize considered.

Signature:

(b)(6)

(b)(7)(E)

UNCLASSIFIED
SBU

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

10 4

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

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

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

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

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

Thanks,

Chris

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

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

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

Heads-up.

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

Todd A. Hoffman

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

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

Here is the official message with the updated guidance.

Official - SBU
UNCLASSIFIED

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

UNCLASSIFIED
SBU

[STATE SEAL]

Info Office:

STAFF

MRN:

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

Date/DTG:

Jan 31, 2017 / 312107Z JAN 17

From:

SECSTATE WASHDC

Action:

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

E.O.:

13526

TAGS:

CMGT, CVIS, PTER, KPAO, KHLS

Captions:

SENSITIVE

Reference:

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

Subject:

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

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

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

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

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

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

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

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

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

8. Minimize considered.

Signature:

(b)(6)

(b)(7)(E)

UNCLASSIFIED
SBU

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

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

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

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

Thanks,

Chris

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

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

Department of State letter attached.

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

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

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

Regards,

(b)(6)

Deputy Assistant Secretary
Bureau of Consular Affairs
Department of State

Official
UNCLASSIFIED

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

Your letter reversing.

(b)(6)

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

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

DFO's

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

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

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

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

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

Sample

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




Waiver Narrative

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

(b)(5)

(b)(5)

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

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



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

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

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman
Executive Director

Admissibility and Passenger Programs
Office of Field Operations

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

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

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

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

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

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

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

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

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

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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:

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

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

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

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

Sample

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

Waiver Narrative

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

(b)(5)

(b)(5)

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

☎
📧: (b)(6), (b)(7)(C)
✉



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

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

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman
Executive Director

Admissibility and Passenger Programs
Office of Field Operations

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

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

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

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

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- (4) Aliens claiming fear of return will be referred to an asylum officer, and processed for Expedited Removal/Credible Fear (ERF). Aliens processed under ERF procedures will be referred to ERO for detention. Field Offices should clearly indicate to both CIS and ERO that aliens are subject to Executive Order during the referral process.

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

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

From: (b)(6), (b)(7)(C)@dlh.de
Sent: Saturday, January 28, 2017 11:20 AM
To: (b)(6), (b)(7)(C)
Subject: Fwd: New regulations for US immigrations effective immediately
Attachments: 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 information 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), (b)(7)(C)
Date: January 28, 2017 at 06:27:19 EST
To: (b)(6), (b)(7)(C) <(b)(6), (b)(7)(C)>
TEAMS" <(b)(6), (b)(7)(C)>
Cc: (b)(6), (b)(7)(C) <(b)(6), (b)(7)(C)>
(b)(6), (b)(7)(C)
Subject: Fwd: New regulations for US immigrations effective immediately

Dear stations,

Please see below. This regulation is valid with IMMEDIATE effect.

Please brief your station teams and handling agents (b)(7)(E). The new immigration rules are not yet in (b)(7)(E) therefore the documents for affected nationals must be checked manually.

Please brief this information as work instruction. Thanks for your support.

Best regards

(b)(6), (b)(7)(C)
FRA HG/I

Anfang der weitergeleiteten E-Mail:

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

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

Betreff: New regulations for US immigrations effective immediatly

Dear Colleagues,

we just received following information from CBP Homeland Security USA:

Sitz der Gesellschaft / Corporate Headquarters: Deutsche Lufthansa Aktiengesellschaft, Koeln, Registereintragung / Registration: Amtsgericht Koeln HR B 2168

Vorsitzender des Aufsichtsrats / Chairman of the Supervisory Board: (b)(6), (b)(7)(C)

Vorstand / Executive Board: (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, Iraq, 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)**

lufthansa.com

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From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 10:43 PM
To: (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, January 31, 2017 5:03 PM
To: Higgins, Jennifer (b)(6); MCALEENAN, KEVIN K (b)(6), (b)(7)(C);
(b)(6), (b)(7)(C); HUTTON, JAMES R <(b)(6), (b)(7)(C)> Burriesci,
Kelli (b)(6); HOFFMAN, TODD A (b)(6), (b)(7)(C)
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Here is the official message with the updated guidance.

Official - SBU
UNCLASSIFIED

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

UNCLASSIFIED
SBU



Info Office: STAFF

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

1. (SBU) In coordination with DHS/CBP and the White House, the following

updates are made to the operational guidance sent to the field in 17 State 8708.

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

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

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

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

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

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

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

8. Minimize considered.

Signature:

(b)(6)

Action Post: NONE
Dissemination Rule: DIS_CONS_TAGS

UNCLASSIFIED
SBU

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 4:31 PM
To: 3807-All Hands DMA Management
Subject: EO Conference Call Notes

Leadership Team,

I just participated in a conference call with the DFO and PDs regarding the EO. Here is a synopsis:

- 1. The EAC is very pleased with OFO’s reaction to, and implementation of the EO.
- 2. HQ will be putting out updated policy guidance tonight.
 - a. The FO will review and update their locally-provided consolidated guidance accordingly.
- 3. 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)

(b)(7)(E)

- 4. The Dept. of State is looking to establish their own waiver authority. If they obtain it, (b)(7)(E)

(b)(7)(E)

- 5. 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.

Again, please ensure our troops remain vigilant (b)(7)(E) be cognizant of the travel document presented, and engage management when they find anyone subject to the EO. I still want to be notified anytime we encounter an individual subject to the EO, regardless of how we intend to handle.

Thank you,

(b)(6), (b)(7)(C)
Area Port Director
U.S. Customs & Border Protection
Detroit Metropolitan Airport

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

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)
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: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
DAWN, HAMMOND, KENNETH S, SNOW, MARIANNE, CHERRY, TINESHA L
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

PDs:

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

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

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

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

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

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

Chris

Thanks,

Chris

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

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

From: HOFFMAN, TODD A
Sent: Tuesday, January 31, 2017 6:42:44 PM

To: PERRY, CHRISTOPHER M; HILMEY, ROSE M; JAMES, MICHELE
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Heads-up.

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

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

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

Here is the official message with the updated guidance.

Official - SBU
UNCLASSIFIED

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

UNCLASSIFIED
SBU

[STATE SEAL]

Info Office:

STAFF

MRN:

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

Date/DTG:

Jan 31, 2017 / 312107Z JAN 17

From:

SECSTATE WASHDC

Action:

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

E.O.:

13526

TAGS:

CMGT, CVIS, PTER, KPAO, KHLS

Captions:

SENSITIVE

Reference:

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

Subject:

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

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

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

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

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

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

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

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

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

8. Minimize considered.

Signature:

(b)(6)

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

DFO's

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

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

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

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

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

Sample

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

Waiver Narrative

OFO recommends that you (b)(5)

(b)(5)

(b)(5)

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

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

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman
Executive Director

Admissibility and Passenger Programs
Office of Field Operations

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

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

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

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

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

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

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

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

From: (b)(6), (b)(7)(C)
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
To:
Cc: (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
 (b)(6), (b)(7)(C) (office)
 (b)(6), (b)(7)(C) (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 Abdulkhaleq 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 accompanying 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)
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)



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

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

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

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

Directors,

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

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman
Executive Director

Admissibility and Passenger Programs
Office of Field Operations

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

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

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

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

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

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 visa-issuance process to ensure that those approved for admission do not intend to harm Americans and that they have no ties to terrorism.

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

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

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

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

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

(d) Immediately upon receipt of the report described in subsection (b) of this section regarding the information needed for adjudications, the Secretary of State shall request all foreign governments that do not supply such information to start providing such information regarding their nationals within 60 days of notification.

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

information requested pursuant to subsection (d) of this section until compliance occurs.

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

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

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

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

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

Sec. 5. Realignment of the U.S. Refugee Admissions Program for Fiscal Year 2017. (a) The Secretary of State shall suspend the U.S. Refugee Admissions Program (USRAP) for 120 days. During the 120-day period, the Secretary of State, in conjunction with the Secretary of Homeland Security and in consultation with the Director of National Intelligence, shall

review the USRAP application and adjudication process to determine what additional procedures should be taken to ensure that those approved for refugee admission do not pose a threat to the security and welfare of the United States, and shall implement such additional procedures. Refugee applicants who are already in the USRAP process may be admitted upon the initiation and completion of these revised procedures. Upon the date that is 120 days after the date of this order, the Secretary of State shall resume USRAP admissions only for nationals of countries for which the Secretary of State, the Secretary of Homeland Security, and the Director of National Intelligence have jointly determined that such additional procedures are adequate to ensure the security and welfare of the United States.

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

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

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

(e) Notwithstanding the temporary suspension imposed pursuant to subsection (a) of this section, the Secretaries of State and Homeland Security may jointly determine to admit individuals to the United States as refugees on a case-by-case basis, in their discretion, but only so long as they determine that the admission of such individuals as refugees is in the national interest -- including when the person is a religious minority in his country of nationality facing religious persecution, when admitting the person would enable the United States to conform its conduct to a preexisting international agreement, or when the person is already in transit and denying admission would cause undue hardship -- and it would not pose a risk to the security or welfare of the United States.

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

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

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

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

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

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

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

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

nonimmigrant visas in a reciprocal manner, the Secretary of State shall adjust the visa validity period, fee schedule, or other treatment to match the treatment of United States nationals by the foreign country, to the extent practicable.

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

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

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

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

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

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

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

(i) the authority granted by law to an executive department or agency, or the head thereof; or

(ii) the functions of the Director of the Office of Management and Budget relating to budgetary, administrative, or legislative proposals.

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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: (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, CHRISTOPHER M
Sent: Tuesday, January 31, 2017 7:44:41 PM
To: (b)(6), (b)(7)(C)
Subject: RE: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

Yep!! Might want the taser ride instead of this ride.

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 7:42:02 PM
To: PERRY, CHRISTOPHER M
Subject: RE: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

I'm having (b)(6), (b)(7)(C) resend the message with the waiver format, and it includes examples. Now we go for the ride. Weeee

From: PERRY, CHRISTOPHER M
Sent: Tuesday, January 31, 2017 7:13:41 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: UPDATED GUIDANCE REGARDING DUAL NATIONALS AND OTHER EXEMPTIONS

PDs:

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

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

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

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

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

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

Chris

Thanks,

Chris

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

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

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

Heads-up.

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

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

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

Here is the official message with the updated guidance.

Official - SBU
UNCLASSIFIED

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

UNCLASSIFIED
 SBU



Info Office: STAFF

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

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

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

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

3. (SBU) Landed Immigrants of Canada: Landed immigrants of Canada (not including refugees) who hold passports of a restricted country can apply for

admission to the United States, if the individual presents that passport with a valid immigrant or nonimmigrant visa, proof of their landed immigrant status, and only if the travel both originates in Canada and is through a land border or a pre-clearance location.

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

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

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

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

8. Minimize considered.

Signature: (b)(6)

Action Post: NONE
Dissemination Rule: DIS_CONS_TAGS

UNCLASSIFIED
SBU

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 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, January 31, 2017 5:03 PM
To: Higgins, Jennifer <(b)(6)>; MCALEENAN, KEVIN K <(b)(6), (b)(7)(C)>;
(b)(6), (b)(7)(C); HUTTON, JAMES R <(b)(6), (b)(7)(C)>; Burriesci,

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

Here is the official message with the updated guidance.

Official - SBU
UNCLASSIFIED

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

UNCLASSIFIED
 SBU



Info Office: STAFF

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

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

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

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

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

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

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

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

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

8. Minimize considered.

Signature:

(b)(6)

(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)
(b)(6), (b)(7)(C) (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 (b)(6), (b)(7)(C) that you DO NOT need to call them for the LPRs or the refusals.

Separate message will be forwarded on additional reporting requirements for refugee encounters.

Thanks,

Chris

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

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

From: (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)
(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)
(b)(6), (b)(7)(C)
Subject: RE: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

DFOs,

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

Thank you,

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

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

From: (b)(6), (b)(7)(C) on behalf of OFO-FIELD LIAISON
Sent: Saturday, January 28, 2017 1:08:45 AM
To: DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS
Cc: (b)(6), (b)(7)(C) OFO-FIELD LIAISON; (b)(6), (b)(7)(C) MURDOCK, JUDSON W;
(b)(6), (b)(7)(C)
Subject: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

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

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

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

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

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

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

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

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

Here is the official message with the updated guidance.

Official - SBU
UNCLASSIFIED

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

UNCLASSIFIED
SBU



Info Office: STAFF

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

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

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

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

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

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

5. (SBU) Iraqi SIV: The entry of Iraqi nationals with a valid Special Immigrant Visa to the United States is deemed to be in the national interest

and they can apply for admission to the United States. Accordingly, absent the receipt of (b)(7)(E)

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

6. (SBU) As stated by Department of Homeland Security Secretary Kelly, the entry of U.S. lawful permanent residents is deemed to be in the national interest. Accordingly, absent the receipt of (b)(7)(E)

(b)(7)(E) lawful permanent resident status will be a dispositive factor in case-by-case determinations.

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

8. Minimize considered.

Signature:

(b)(6)

(b)(7)(E)

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 DIRECTORS 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)(C)

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

Directors,

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

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

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

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

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

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

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

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

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

FLANAGAN, PATRICK S

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

ALLES, RANDOLPH D

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

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

**ATTORNEY CLIENT PRIVILEGED
ATTORNEY WORK PRODUCT**

All,

(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)
Subject: (b)(6), (b)(7)(C)
 UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States
Attachments: RE: EO 212(f) Exemption Request for (b)(6), (b)(7)(C) RE: Waiver Request for 212(1) in re: (b)(6), (b)(7)(C) EO 212(f) Waiver for (b)(6), (b)(7)(C) (MINOR)
Importance: High

DFO's

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

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

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

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

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

Sample

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

Waiver Narrative

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

etc. L. The port of entry has done a thorough exam on this individual and nothing. Indicate the types and level of vetting.

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

(b)(5)

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

☎
📧: (b)(6), (b)(7)(C)
✉



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

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

Directors,

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

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

Admissibility and Passenger Programs
Office of Field Operations

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

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

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

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

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

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

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

Returning Residents,

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

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

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

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

Returning aliens ineligible who withdraw their application for admission:

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

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

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

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 12:29 PM
To: Broz, Marko R CAPT
Subject: RE: UPDATE 1 & FINAL: CRITICAL INCIDENT REPORT - District Five - Removal of 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) CDR; GMCC; (b)(7)(E)

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

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

(b)(6), (b)(7)(C) NORAD USNORTHCOM N2C2 Ops Div - OMB

(b)(7)(E) (b)(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 Command Center

Subject: UPDATE 1 & FINAL: CRITICAL INCIDENT REPORT - District Five - Removal of Syrian Nationals from Commercial Vessels - Philadelphia, PA

(b)(7)(E)

(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)

www.uscg.mil/hq/commandcenter

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 8:44 AM
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

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
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,
(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)
 (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)

(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)

www.uscg.mil/hq/commandcenter