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1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF CALIFORNIA

3 MS. L, et al.,

Case No. 18cv428 DMS MDD

4 Petitioners-Plaintiffs,

5 **NOTICE LODGING**
6 **AGREEMENT FOR COURT’S**
7 **APPROVAL**

8 vs.

9 U.S. IMMIGRATION AND
10 CUSTOMS ENFORCEMENT, et
11 al.,

12 Respondents-Defendants.

13 On August 16, 2018, this Court granted the plaintiffs in *M.M.M. v. Sessions*,
14 No. 18-1832, a temporary restraining order (“TRO”) barring Defendants “from
15 removing [specified persons] from the United States, until the merits of Plaintiffs’
16 motion for a preliminary injunction is resolved.” Order, ECF No. 55 at 15 (Aug. 16,
17 2018). The Court directed the parties to consider “how they wish to proceed on the
18 issues of class certification and Plaintiffs’ entitlement to asylum proceedings under
19 §§ 235 or 240,” and to “meet and confer and propose a solution—one which follows
20 the law, and is equitable and reflective of ordered governance.” *Id.* at 16. On August
21 17, 2018, following the status conference in *Ms. L.*, the Court issued a further order
22 directing that “[t]he parties shall meet and confer on the issue of whether removed
23 parents have a right to be reunified with their children in the United States. They
24 shall also meet and confer on class certification in *M.M.M.*, and whether the plaintiffs
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1 in that case are entitled to pursue asylum requests under § 235 or § 240.” *Ms. L. v.*
2 *ICE*, No. 18-428, Order, ECF No. 196 at 1, (Aug. 17, 2018); *see also Ms. L. Hearing*
3 *Tr. 11-22* (Aug. 17, 2018).

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5 In accordance with the Court’s orders and directions, the parties met and
6 conferred, both on the issues directed by the Court and additional issues raised in
7 these and related cases. Those conferrals included counsel for the plaintiffs in
8 *M.M.M.*, counsel for the plaintiffs in *Ms. L.*, counsel for the plaintiffs in *Dora v.*
9 *Sessions*, No. 18-1938 (D.D.C.), and counsel for the Defendants in each of those
10 cases. The parties’ efforts have produced the attached agreement, which reflects their
11 agreed resolution of the issues identified by the Court as well as other matters.
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14 The parties identified now respectfully request that the Court approve the
15 attached agreement and lift the TRO/stay in *M.M.M.* *See M.M.M.*, ECF No. 55 at
16 15. The parties request that the Court add the agreement to the agenda for the next
17 status conference, at which point the parties and the Court can address any
18 procedural steps that may be necessary prior to approval of the agreement.
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1 DATED: September 12, 2018

Respectfully submitted,

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/s/ Lee Gelernt
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