

UNCLASSIFIED

V4

From: Ramotowski, Edward J
To: Dougherty, Michael T
Subject: RE: Here I am, Ed...
Date: Monday, January 30, 2017 2:09:37 PM

RELEASE IN FULL

REVIEW AUTHORITY: Barbara Nielsen, Senior Reviewer

Here is a list of the most urgent operational questions that we are receiving from our Embassies abroad and also foreign countries, among those the UK, Canada, Australia, and Israel.

Here are our distilled operational questions that we still need guidance on for post. These will be part of the expanded set of operational and public inquiry guidance we make available for posts.

- o Nationality, LPR, other services
 - o Does the ban affect those who were born in one of the seven listed countries, but who do not hold the citizenship of any of those seven countries?
 - o Does the travel ban apply to dual nationals? Will a previous ESTA denial based on nationality with a country of concern prevent entry?
 - o Does the visa issuance ban apply to dual nationals?
 - o Does the travel ban apply to LPRs?
 - o Can post print boarding foils for current LPRs?
 - o Can post process a request for reinstatement of LPR status?
 - o Does the refugee ban (V93) apply to dual nationals?
 - o Will advanced parole be available for affected individuals from these countries already studying, working, or residing in the United States to enable them to re-enter?
- Case-by-case exceptions
 - o What criteria is CBP using to determine who qualifies for an exception?
 - o How do affected travelers who already have visas request an exception from CBP for entry in advance of travel?
 - o How can affected travelers contact CBP in advance of travel with questions?
 - o How can members of Congress or other stakeholders bring these cases to the State Department and/or CBP's attention?

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From: Dougherty, Michael T
Sent: Monday, January 30, 2017 2:08 PM
To: Ramotowski, Edward J
Subject: Here I am, Ed...

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V5

From: [Dougherty, Michael J](#)
To: [Ramotowski, Edward J](#)
Subject: RE: questions for WH on E.O..docx
Date: Friday, January 27, 2017 3:41:16 PM

RELEASE IN FULL

Thanks, Ed!

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From: Ramotowski, Edward J
Sent: Friday, January 27, 2017 1:29 PM
To: Dougherty, Michael J <DoughertyMJ@state.gov>
Subject: FW: questions for WH on E.O..docx

As requested, here is the document. Please let me know if there is anything else you need with respect to visa services.

Regards,

Ed Ramotowski

REVIEW AUTHORITY: Barbara Nielsen, Senior Reviewer

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NO CLASSIFICATION MARKED

DOS-CBP Agreed Guidance for Executive Order

RELEASE IN FULL

- 1) 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.
- 2) 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) 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) 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) The entry of Iraqi nationals with a valid Special Immigrant Visa to the United States is deemed to be in the national interest can apply for admission to the United States. Accordingly, absent the receipt of significant derogatory information indicating a serious threat to public safety and welfare, 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) As stated by Secretary Kelly, the entry of U.S. lawful permanent residents is deemed to be in the national interest. Accordingly, absent the receipt of significant derogatory information indicating a serious threat to public safety and welfare, lawful permanent resident status will be a dispositive factor in case-by-case determinations.

REVIEW
AUTHORITY:
Barbara Nielsen,
Senior Reviewer

NO CLASSIFICATION MARKED

NO CLASSIFICATION MARKED

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

NO CLASSIFICATION MARKED

From: Fagin, Steven H
Sent: RELEASE IN PART B6 Monday, January 30, 2017 10:23 AM
To: Backemeyer, Christopher R; Swanson, Nate L; dhubah
Subject: FW: Impact of EO on Iranian visa applicants in Baku

Another FYI...

From: Yeager, Seth F
Sent: Monday, January 30, 2017 9:56 AM
To: NEA-IRAN-DL
Subject: Impact of EO on Iranian visa applicants in Baku

REVIEW AUTHORITY: Barbara Nielsen, Senior Reviewer

Dear NEA colleagues,

I wanted to share some information on the impact on Iranians in Baku of the EO Protecting the Nation from Terrorist Attacks by Foreign Nationals.

-Seth

Seth Yeager
Azerbaijan Desk Officer

- **(SBU) Non Immigrant Visas** – Appointments to cancel, admin processing cases, and referrals:
 - Post has 24 nonresident appointments scheduled for February; all are Iranians. The Consular Section will follow up to confirm the Visa Appointment Service Center contacted the applicants. It is unclear how any future appointments will be identified by the call center.
 - Post has approximately 75 Iranian cases pending administrative processing.
 - There are several visa referral cases pending for Iranian citizens; several were to travel in March for a sports competition.
- **(SBU) Increased inquiries:** Over the weekend, several Iranian nonimmigrant visa applicants emailed Post asking for clarification and refunds.
- **(SBU) Affected Travelers:** Iranians and individuals with other nationalities with valid nonimmigrant visas and legal permanent residency cards frequently use AZAL's direct flight to New York from Heydar Aliyev International Airport in Baku.

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B6

From: Backemeyer, Christopher R
Sent: RELEASE IN PART B6 Monday, January 30, 2017 10:29 AM
To: Fagin, Steven H; Swanson, Nate L; dhubah@
Cc: Nelson, Kevin D; Richardson, Timothy M
Subject: RE: Armenia EO Reaction

Great, thanks Steve. You guys are doing a great job of staying on top of all of this.

REVIEW AUTHORITY: Barbara Nielsen,
Senior Reviewer

This email is UNCLASSIFIED.

From: Fagin, Steven H
Sent: Monday, January 30, 2017 10:28 AM
To: Backemeyer, Christopher R; Swanson, Nate L; dhubah@
Cc: Nelson, Kevin D; Richardson, Timothy M
Subject: RE: Armenia EO Reaction

Yes -- we're starting to keep track of these as well.

Steven H. Fagin
Director, Office of Iranian Affairs
Bureau of Near Eastern Affairs
U.S. Department of State
Email: FaginSH2@state.gov
Tel: (202) 647-5544

From: Backemeyer, Christopher R
Sent: Monday, January 30, 2017 10:27 AM
To: Fagin, Steven H; Swanson, Nate L; dhubah@
Subject: RE: Armenia EO Reaction

Thanks. Are we keeping track of the various humanitarian cases as they come in? It will obviously mostly be CA's job to handle these, but would be good if we knew what was out there so we can determine when/if to weigh in.

SBU
This email is UNCLASSIFIED.

From: Fagin, Steven H
Sent: Monday, January 30, 2017 10:18 AM

SENSITIVE BUT UNCLASSIFIED

To: Backemeyer, Christopher R; Swanson, Nate L; dhubah@ [redacted]

Subject: FW: Armenia EO Reaction

Just an FYI... note that they cancelled 2052 upcoming NIV appointments...

Steven H. Fagin
Director, Office of Iranian Affairs
Bureau of Near Eastern Affairs
U.S. Department of State
Email: FaginSH2@state.gov
Tel: (202) 647-5544

From: Massey, Theodore T
Sent: Monday, January 30, 2017 10:04 AM
To: NEA-IRAN-DL
Cc: Szpila, Kathleen S; Franceschi, Natasha S
Subject: Armenia EO Reaction

Iran Desk Colleagues– Flagging Emb Yerevan’s recap of the local reaction to the EO, as it is one of the top five Iranian visa processing posts.

Security

- As of Yerevan COB, the RSO Local Guard Force Commander reported that:
 - There have not been any confrontations with Iranian applicants and the LGF.
 - There have been no protests.

Embassy Impact

- One Armenian-Iranian dual national LE staff member planned to travel the U.S. in March with family. They have postponed their plans.

Consular Readout

- Of the 15 Iranian NIV appointments scheduled for this afternoon, only one applicant appeared. She was very emotional, but the guards talked her down and encouraged her to send an email to our public email address.
- We have received over approximately 100 NIV and 100 IV email inquiries related to the Executive Order. The inquiries fall into four general categories:
 - Possibility of Interview rescheduling;
 - Status of visas already issued, but not traveled;
 - LPR/Green Card questions (mostly uncertain about whether to travel and seeking guidance)
 - Case either pending documents or administrative processing – asking for next steps
 - NIV medical expedites
- Embassy Yerevan canceled all future NIV appointments whose nationalities are from the seven countries identified in the Executive Order. In total there were 2052 NIV appointments scheduled for Yerevan that have been cancelled.
- Five Armenian dual nationals who are now ineligible applied for NIVs January 30. We provided them guidance on how to preserve their MRV fee payment so that when and if the ban is lifted, they can reschedule.

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- Embassy Yerevan has reached out to CA/VO for guidance on how to request a medical humanitarian waiver for one case involving a [redacted] a genetic disorder. [redacted] applied [redacted] [redacted] in December, but their medical appointment was scheduled for Feb 23. They did not travel and now are seeking guidance on how they can get to the U.S.

B6

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From: Fagin, Steven H
Sent: Sunday, January 29, 2017 12:41 PM
To: Swanson, Nate L; 'Danusiah Hubah at NSC'
Subject: Fw: Quick consular update

RELEASE IN PART
B5, B6

REVIEW AUTHORITY:
Barbara Nielsen, Senior
Reviewer

Fyi

From: Nelson, Kevin D <NelsonKD2@state.gov>
Sent: Sunday, January 29, 2017 11:03 AM
To: Norris, Emily Y; Fagin, Steven H; Richardson, Timothy M; Backemeyer, Christopher R; Wells, Christopher W
Cc: [Redacted]
Subject: Quick consular update

B6

Happy Sunday everyone – just a quick update on the EO, the Swiss have the protest note from Iran and I will pick it up later tonight or tomorrow morning.

- Federal judges in New York and Virginia ordered stays on the deportations for people with valid visas. The temporary restraining order prevents the removal of green card holders detained in Dulles and requiring that these legal residents of the U.S. have access to counsel. The rulings were narrow, only affecting people who had arrived in the US or were in flight when the orders were signed, but attorneys estimated 100-200 people were set for release from airports around the country. The vagueness has led to several airports using different standards regarding LPRs and visa holders.
- Regarding LPRs guidance sent to airlines overseas by DHS said "lawful permanent residents are not included and may continue to travel to the USA." but a DHS public relations official said that the order does apply to LPRs. The White House has apparently overruled that direction overnight but airlines have yet to receive the new guidance.

[Redacted]

B5

- There is no specific language regarding medical emergencies or humanitarian purpose but there is a section that allows for exceptions in "the national interest" which if viewed broadly could cover these cases. Separately section 3(g) describes waivers on a case-by-case basis for people who are denied "benefits" under the laws pursuant to the order but again it is unclear to me what would be included under benefits.
- H1B visas, including [Redacted] doctor working at the Cleveland clinic, are being prevented from entering the country or boarding aircraft.
- It remains unclear how CBP will determine whether somebody is in fact a dual-national, or whether the US will make exception for certain country dual nationals (like UK and Canada). Also it remains unclear if someone who is eligible for citizenship despite never claiming it or holding a passport would also fall under this category.
- DHS has also issued conflicting statements regarding refugees persecuted for issues other than being a religious minority, such as their sexual orientation.

B6

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- Several pro basketball players are dual [] and [] nationals and the NBA has also asked for immediate clarification from State before teams have to play games in Toronto.
- Personally I had dinner last night with UN employees who are working in Iraq and are [] and [] LPRs, they were held for seven hours at Dulles yesterday morning while this was being resolved.

B6

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From: Backemeyer, Christopher R
Sent: Sunday, January 29, 2017 3:55 PM
To: Mull, Stephen D; Swanson, Nate L
Cc: Backemeyer, Christopher R; Milich, Daniel S
Subject: Re: Visa ban

RELEASE IN PART
B5, B6

[Redacted]

B5

REVIEW AUTHORITY: Barbara Nielsen, Senior Reviewer

Sent from my BlackBerry 10 smartphone.

From: Mull, Stephen D
Sent: Sunday, January 29, 2017 12:23 PM
To: Swanson, Nate L
Cc: Backemeyer, Christopher R; Milich, Daniel S
Subject: RE: Visa ban

Thanks.

[Redacted]

B5
B5

Thanks,
Steve

Official - SBU
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From: Swanson, Nate L
Sent: Sunday, January 29, 2017 12:11 PM
To: Mull, Stephen D
Cc: Backemeyer, Christopher R; Milich, Daniel S
Subject: Re: Visa ban

I don't think so

Sent from my iPhone

On Jan 29, 2017, at 12:03 PM, Mull, Stephen D <MullSD@state.gov> wrote:

Nate, just doing some housekeeping here – did Tom ever respond to this note from Majid?
Thanks,
Steve

Official - Transitory
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From: Mull, Stephen D
Sent: Wednesday, January 25, 2017 5:08 AM

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To: SINI_Internal; Ohlde, Aubrie L. EOP/NSC; Buchholz, David O; Swanson, Nate L; Backemeyer, Christopher R
Subject: Fwd: Visa ban

FYI

From: majid ravanchi [redacted]
Date: January 25, 2017 at 02:57:19 EST
To: Shannon, Thomas A <ShannonTA@state.gov>
Cc: Mull, Stephen D <MullSD@state.gov>
Subject: Visa ban

B6

Dear Tom,
It was in the news that today the US President will issue an executive order banning the issuance of visas for citizens of a number of countries including Iran. This is clearly an insult to the Iranian people who have, throughout their thousands of years of proud history, promoted peace, friendship and tolerance. Ironically, citizens of US allies who have committed terrorist activities on US soil, and not a single Iranian, are now being exempted from such a ban. In order to safeguard the dignity of Iranian people, we will have no choice but to react to this unjust decision and will today announce a ban on the issuance of visas for US citizens. I wanted to let you know in advance of our reaction to this very unfortunate US decision.
Best regards,
Majid

From: Fagin, Steven H
Sent: Saturday, January 28, 2017 3:27 PM
To: Swanson, Nate L; Bell, Zehra H; Nowrouzadeh, Sahar D; 'Danusia Hubah at NSC'
Subject: Fw: Iran bans all U.S. citizens

RELEASE IN PART
B6

REVIEW AUTHORITY: Barbara Nielsen, Senior Reviewer

FYI - see below message from Swiss.

From: Bushell, Matthew A <BushellMA@state.gov>
Sent: Saturday, January 28, 2017 3:19 PM
To: SES-O
Cc: Nelson, Kevin D; Richardson, Timothy M; Fagin, Steven H; Norris, Emily Y; Backemeyer, Christopher R; NEA-Staff-Assistants-DL
Subject: FW: Iran bans all U.S. citizens

Ops Colleagues,

NEA Acting A/S Jones asked that the story below be broadly distributed, especially so that it reaches key CA, L, NEA, ISN and other 7th floor audiences.

Please feel free to reach out to our Iran office colleagues (cc'd) if you need any clarifications on the story.

Thanks,

Matt

Matt Bushell
Staff Assistant
Bureau of Near Eastern Affairs
Office: 202-647-9589
[Redacted]

B6

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

From: Kevin Nelson [Redacted]
Sent: Saturday, January 28, 2017 1:59 PM
To: Richardson, Timothy M
Cc: Norris, Emily Y; Backemeyer, Christopher R; NEA-Staff-Assistants-DL
Subject: Re: Iran bans all U.S. citizens

B6

The Swiss called and said their Ambassador has been summoned to get a protest note from the Iranians regarding the executive order and will pick it up tomorrow. They said they would pass on any message we wanted to deliver as well. He asked for clarification on LPRs etc so I told them we would still need our legal experts in consular affairs to review the EO before we could give any additional clarification outside of the language in the document but for now it appears CBP is not letting anyone enter on Iranian passports. Let me know if anyone sees additional guidance and we can pass it on.

Sent from my iPhone

> On Jan 28, 2017, at 1:05 PM, Richardson, Timothy M <RichardsonTM@state.gov> wrote:
>
> + Chris B
>
> Sent from my BlackBerry 10 smartphone.

> From: Kevin Nelson
> Sent: Saturday, January 28, 2017 12:55 PM
> To: Norris, Emily Y
> Cc: NEA-IRAN-DL
> Subject: Iran bans all U.S. citizens

>
>
> <http://www.cnn.com/2017/01/28/middleeast/iran-will-ban-us-citizens/index.html?sr=twCNN012817middleeast/iran-will-ban-us-citizens/index.html0542PMStoryLink&linkId=33885305>

> Shared via the Google app<<https://itunes.apple.com/app/google/id284815942>>

> Sent from my iPhone

Official
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From: Davis, Timmy T
Sent: Saturday, January 28, 2017 10:31 AM
To: Estrin, Miriam R
Cc: Swanson, Nate L
Subject: Re: Visa Suspension

RELEASE IN PART B5, B6

REVIEW AUTHORITY: Barbara Nielsen, Senior Reviewer

Miriam,

There are a number of threads on this. I'm on the thread with Stu, Brett, and the Acting Secretary. [redacted]

B5

[redacted] Best to let CA get what you need. For your awareness, LPRs are also in danger of being detained and returned. Our office is going to do its best to be prepared to make decisions as they come in. [redacted]

B5
B5

Thanks.

Timmy

On Jan 28, 2017, at 10:23 AM, Estrin, Miriam R <EstrinMR@state.gov> wrote:

Timmy, Nate-- how do we get the details of these cases? CA? DHS?

Miriam

Miriam Estrin, S/SECI
202.647.2121 (desk)
[redacted] (cell)

B6

Begin forwarded message:

From: "Pennington, Joseph S" <PenningtonJS@state.gov>
Date: January 28, 2017 at 10:07:37 AM EST
To: "McGurk, Brett H" <McGurkBH2@state.gov>, "Jones, Stuart E" <JonesS2@state.gov>, "Shannon, Thomas A" <ShannonTA@state.gov>, "Jones, Stuart E" <JonesS2@state.gov>
Cc: "Davis, Timmy T" <davistt@state.gov>, "Swanson, Nate L" <SwansonNL@state.gov>, Yael Lempert [redacted], "Shea, Peter T" <SheaPT@state.gov>, "Wolff, Terry" <WolffT@state.gov>, "Estrin, Miriam R" <EstrinMR@state.gov>
Subject: Re: Visa Suspension

B6

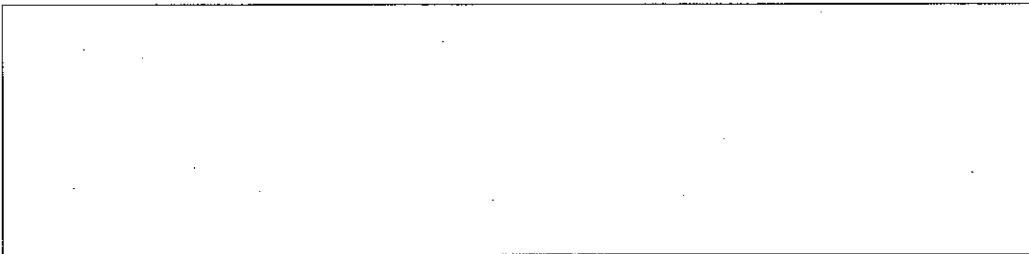
[redacted]

B5

Sent from my BlackBerry 10 smartphone.

From: McGurk, Brett H
Sent: Saturday, January 28, 2017 9:57 AM

To: Jones, Stuart E; Shannon, Thomas A; Jones, Stuart E
Cc: Davis, Timmy T; Swanson, Nate L; Yael Lempert; Pennington, Joseph S; Shea, Peter T; Wolff, Terry
Subject: Re: Visa Suspension



B5

(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.

Sent from my BlackBerry 10 smartphone.

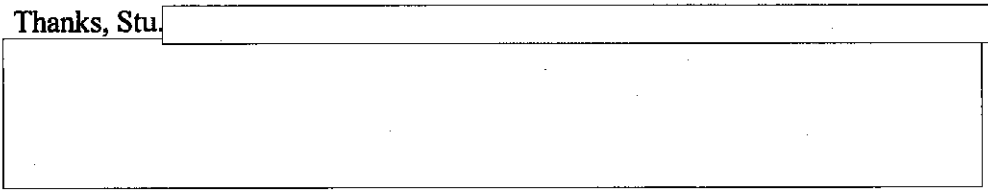
From: Jones, Stuart E
Sent: Saturday, January 28, 2017 9:40 AM
To: Shannon, Thomas A; Jones, Stuart E
Cc: Davis, Timmy T; Swanson, Nate L; Yael Lempert; Pennington, Joseph S; Shea, Peter T; McGurk, Brett H;
Subject: Re: Visa Suspension

Thanks. Will keep you posted.

Sent from my BlackBerry 10 smartphone.

From: Shannon, Thomas A
Sent: Saturday, January 28, 2017 9:19 AM
To: Jones, Stuart E
Cc: Davis, Timmy T; Swanson, Nate L; Yael Lempert; Pennington, Joseph S; Shea, Peter T; McGurk, Brett H;
Subject: Re: Visa Suspension

Thanks, Stu.



B5
B5

Sent from my iPhone

On Jan 28, 2017, at 8:21 AM, Jones, Stuart E <JonesS2@state.gov> wrote:

Tom,

I just got off the phone with Doug Silliman in Baghdad.

As you would expect, he is very concerned abt fallout from the EO suspending travel from Iraq as well as other countries.

Iraqis are still in a state of shock but he predicts that this will turn to anger and retaliation once they digest it. Doug is especially concerned that our security contractors will be denied visas to work in Iraq. We currently have 2k contractor visas pending.

There are already news stories of Yezidi and Christian victims of da'esh violence being yanked off planes emerging on social media. There is already a hi degree of outrage showing up in the twittersphere. So the public diplomacy challenge is colossal.

The Kurds are of course shocked that they also fall under the ban. And because they do not qualify for A visas, this cuts off official travel to the USA for kurdish partners.

[Redacted]

B5

[Redacted]

B5

[Redacted]

B5

Thanks

Stu

Sent from my BlackBerry 10 smartphone.

From: Jeffreys, Jason P
Sent: Saturday, January 28, 2017 12:19 PM **RELEASE IN PART B5,B6**
To: Davis, Timmy T
Cc: Estrin, Miriam R; Swanson, Nate L
Subject: Re: Visa Suspension

Just leaving the gym and seeing these messages. Please let me know what I can do.

Jason

Sent from my iPhone

REVIEW AUTHORITY: Barbara Nielsen, Senior Reviewer

On Jan 28, 2017, at 10:57, Davis, Timmy T <davistt@state.gov> wrote:

Acting Assistant Secretary.

On Jan 28, 2017, at 10:51 AM, Estrin, Miriam R <EstrinMR@state.gov> wrote:

Thanks, Nate and Jason.

Timmy suggested we bring in DAS Donahue to one of our threads, so I've done that. Jason I'll send that to you as well.

Miriam

Miriam Estrin, S/SECI
202.647.2121 (desk)
[redacted] (cell)

B6

On Jan 28, 2017, at 10:50 AM, Swanson, Nate L <SwansonNL@state.gov> wrote:

And Mariam - looping you in with Jason who might be able to provide the right CA contact

Sent from my iPhone

On Jan 28, 2017, at 10:31 AM, Davis, Timmy T <davistt@state.gov> wrote:

Miriam,

There are a number of threads on this. I'm on the thread with Stu, Brett, and the Acting Secretary. [redacted]

[redacted] Best to let CA get what you need. For your awareness, LPRs are also in danger of being detained and

B5

returned. Our office is going to do its best to be prepared to make decisions as they come in. [redacted]

B5
B5

Thanks.

Timmy

On Jan 28, 2017, at 10:23 AM, Estrin, Miriam R <EstrinMR@state.gov> wrote:

Timmy, Nate-- how do we get the details of these cases? CA? DHS?

Miriam

Miriam Estrin, S/SECI
202.647.2121 (desk)

[redacted]

B6

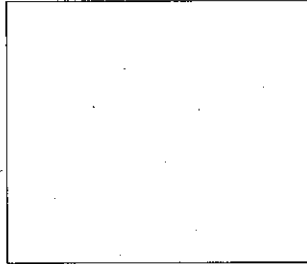
Begin forwarded message:

From: "Pennington, Joseph S" <PenningtonJS@state.gov>
Date: January 28, 2017 at 10:07:37 AM EST
To: "McGurk, Brett H" <McGurkBH2@state.gov>, "Jones, Stuart E" <JonesS2@state.gov>, "Shannon, Thomas A" <ShannonTA@state.gov>, "Jones, Stuart E" <JonesS2@state.gov>
Cc: "Davis, Timmy T" <davistt@state.gov>, "Swanson, Nate L" <SwansonNL@state.gov>, Yael Lempert [redacted], "Shea, Peter T" <SheaPT@state.gov>,"

B6

"Wolff, Terry"
<WolffT@state.gov>,
"Estrin, Miriam R"
<EstrinMR@state.gov>
>

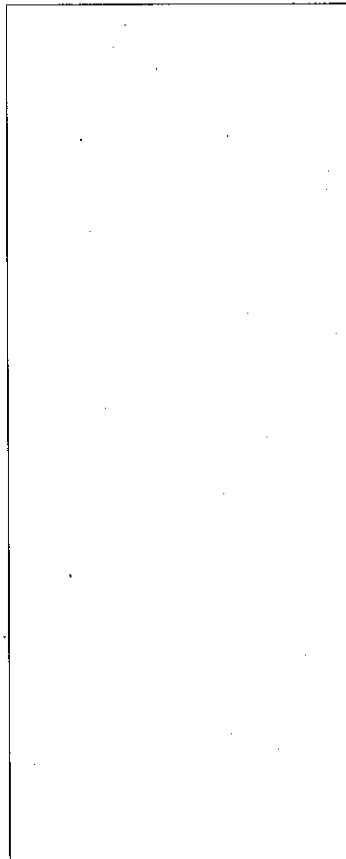
**Subject: Re: Visa
Suspension**



B5

Sent from my BlackBerry 10 smartphone.

From: McGurk, Brett H
Sent: Saturday, January 28, 2017 9:57 AM
To: Jones, Stuart E; Shannon, Thomas A; Jones, Stuart E
Cc: Davis, Timmy T; Swanson, Nate L; Yael Lempert; Pennington, Joseph S; !
Subject: Re: Visa Suspension



B5

Brett

(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.

Sent from my BlackBerry 10 smartphone.

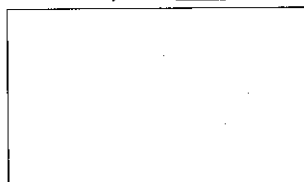
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Sent: Saturday, January 28, 2017 9:40 AM
To: Shannon, Thomas A; Jones, Stuart E
Cc: Davis, Timmy T; Swanson, Nate L; Yael Lempert; Pennington, Joseph S; ;
Subject: Re: Visa Suspension

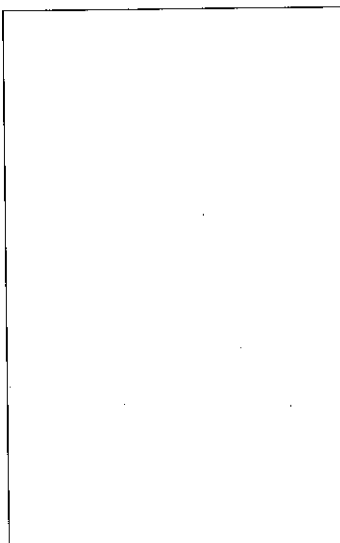
Thanks. Will keep you posted.

Sent from my BlackBerry 10 smartphone.

From: Shannon, Thomas A
Sent: Saturday, January 28, 2017 9:19 AM
To: Jones, Stuart E
Cc: Davis, Timmy T; Swanson, Nate L; Yael Lempert; Pennington, Joseph S; ;
Subject: Re: Visa Suspension

Thanks, Stu.





Sent from my iPhone

On Jan 28, 2017, at
8:21 AM, Jones,
Stuart E
<JonesS2@state.gov>
wrote:

Tom,

I just
got off
the
phone
with
Doug
Sillima
n in
Baghd
ad.

As you
would
expect,
he is
very
concer
ned abt
fallout
from
the EO
suspen
ding
travel

from
Iraq as
well as
other
countri
es.

Iraqis
are still
in a
state of
shock
but he
predict
s that
this
will
turn to
anger
and
retaliat
ion
once
they
digest
it. Do
ug is
especia
lly
concer
ned
that
our
securit
y
contrac
tors
will be
denied
visas
to
work
in Iraq.
We
current
ly have
2k
contrac
tor
visas

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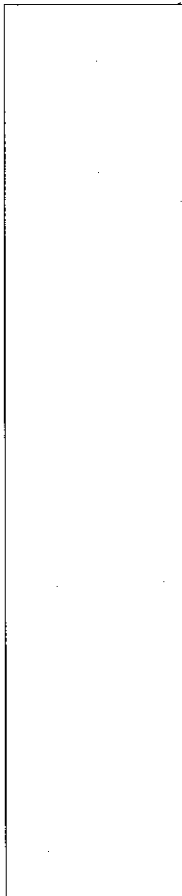
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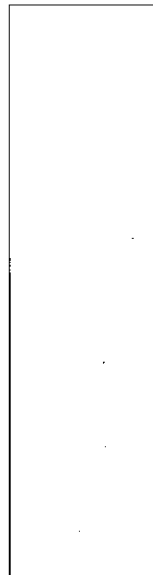
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shocked that they also fall under the ban. And because they do not qualify for A visas, this cuts off official travel to the USA for kurdis partners.

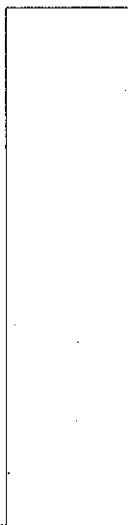


B5

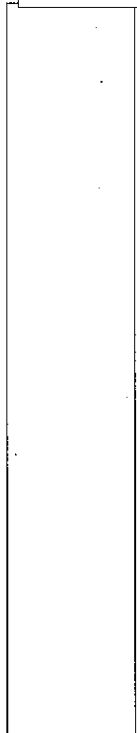
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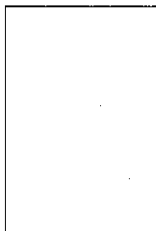


B5



B5





Thanks

Stu

Sent fr
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VI

From: CA-VO-Special Assistant
To: Wisner, David G; Henshaw, Simon; Hooke, Kathleen H; Ramotowski, Edward J; Donahue, David T; CA-Staffers Mailbox; Myers, Shane J; Echard, John E Jr; Toner, Mark C; Trudeau, Elizabeth K; Thomas-Greenfield, Linda(MS); Jones, Stuart E; Estrin, Miriam B; Henderson, Lindsay N; Jacobsen, Amanda; DS Staffers; PRM-Staff Assistant; Camus, Eric; O'Connor, Erin T; NEA-Staff-Assistants-DL; McEvoy, Meredith C; Garcia, Michael; Newman, David S; Perry, Nicholas; Parker, Christine D; Parker, Morgan A; Smith, Timothy W; Callahan, Ellen; Schedbauer, Amy W; Oat-Judge, Siobhan; Tribbie, Conrad B; Smith, Demian; C, SpecialAssistants; Miller, Bill A; Jeffreys, Jason P; Stanford, Gregory S; French, Elaine M; Fabry, Steven F; Sanford, Christina; Gauger, Kelly A; White, Helaena W; Todd, William F (Ambassador); Meyer, Eric S; King, Kann M; Pickering, Margaret S; Agnew, Pendleton C (NEA/PPD); Webster, Elizabeth W; Guice, Stephen A; PA Special Assistants; Bartlett, Lawrence E.; Dougherty, Michael T
Cc: CA-VO-Special Assistant
Subject: EO Coordination Working Group and Meeting Request

RELEASE
IN PART
B6

Colleagues,

CA is heading up an Executive Order Coordination Working Group would like to invite you to the group's first meeting tomorrow morning at 11 00 a.m. We plan to meet in SA-17 in the 12th floor large conference room (12 02) but will have a teleconference set up for those who would like to call in I am working with IT to set up a working group email distribution list Please email me directly at HYPERLINK "mailto:CA-VO-Special-Assistant@state.gov" CA-VO-Special-Assistant@state.gov if you would like to be removed from this distro or if there is someone in your office you would like to include that is not in the "to" line above.

Call in Information

Dial In
Access Code

Thank you,

Taylor Mauck
CA/VO Special Assistant
CGI Contractor
SA-17 - 12 208
202-485-7567

REVIEW AUTHORITY: Barbara Nielsen, Senior Reviewer

B6
B6

NO CLASSIFICATION MARKED

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V2

From: Ramotowski, Edward J
To: Dougherty, Michael J; Donahue, David T
Cc: Myers, Shane J; Echard, John E Jr
Subject: FW: EO Questions
Date: Monday, January 30, 2017 1:59:43 PM

RELEASE IN PART B6

Here is a list of the most urgent operational questions that we are receiving from our Embassies abroad and also foreign countries, among those the UK, Canada, Australia, and Israel.

Official - SBU
UNCLASSIFIED

From: Parker, Christine D
Sent: Monday, January 30, 2017 1:56 PM
To: Ramotowski, Edward J
Cc: King, Karin M; McEvoy, Meredith C; CA-VO-Special Assistant
Subject: EO Questions

REVIEW AUTHORITY: Barbara Nielsen, Senior Reviewer

Ed,

Here are our distilled operational questions that we still need guidance on for post. These will be part of the expanded set of operational and public inquiry guidance we make available for posts.

- o **Nationality, LPR, other services**
 - o Does the ban affect those who were born in one of the seven listed countries, but who do not hold the citizenship of any of those seven countries?
 - o Does the travel ban apply to dual nationals? Will a previous ESTA denial based on nationality with a country of concern prevent entry?
 - o Does the visa issuance ban apply to dual nationals?
 - o Does the travel ban apply to LPRs?
 - o Can post print boarding foils for current LPRs?
 - o Can post process a request for reinstatement of LPR status?
 - o Does the refugee ban (V93) apply to dual nationals?
 - o Will advanced parole be available for affected individuals from these countries already studying, working, or residing in the United States to enable them to re-enter?
- **Case-by-case exceptions**
 - o What criteria is CBP using to determine who qualifies for an exception?
 - o How do affected travelers who already have visas request an exception from CBP for entry in advance of travel?
 - o How can affected travelers contact CBP in advance of travel with questions?
 - o How can members of Congress or other stakeholders bring these cases to the State Department and/or CBP's attention?

Christine Parker
Division Chief, Outreach and Inquiries
Office of Field Operations, Visa Services (CAVO/F/OI)
U.S. Department of State

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☎ office (202) 485-7425 | ☎ mobile

B6

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RELEASE IN PART
B6

From: Gauger, Kelly A
Sent: Tuesday, January 31, 2017 8:05 AM
To: PRM-Front Office
Cc: Bartlett, Lawrence E.
Subject: Fw: Agreed DOS-CBP Guidance
Attachments: DOS-CBP Agreed Guidance WH Clearance FINAL.docx

Iraqi SIVs can now be admitted - hopefully making it easier for us to get a waiver for iraqi P-2s.

Kelly Gauger
Deputy Director, PRM/A
Work Tel 202-453-9268

B6

REVIEW AUTHORITY: Barbara
Nielsen, Senior Reviewer

From: CA-VO-Special Assistant
Sent: Tuesday, January 31, 2017 7:58 AM
To: CA-EO-Coordination-Working-Group; Pomainville, Brett G; Katula, Michael C; Ashby, Stephen M; CAPRESSREQUESTS; Batjer Johnson, Hillary; McCulla, William L; Katula, Michael [redacted] B6
Cc: King, Karin M; CA-VO-Special Assistant
Subject: Agreed DOS-CBP Guidance

Colleagues:

Karin King wanted me to send the attached guidance we have on the Executive Order. This has been cleared by DHS and Stephen Miller at the White House.

Thanks,
Brandon Borkowicz
Special Assistant
Visa Office
Bureau of Consular Affairs
Ext. 5-7572
202-485-7572
Official
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NO DISCERNIBLE CLASSIFICATION

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Page 1 of 5

From: SMART Archive
Sent: 1/28/2017 12:13:07 AM
To: SMART Core
Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS - GUIDANCE TO VISA ISSUING POSTS

UNCLASSIFIED
SBU

REVIEW AUTHORITY: Barbara Nielsen, Senior Reviewer

RELEASE IN PART B7(E)



MRN: 17 STATE 8708
Date/DTG: Jan 28, 2017 / 280510Z JAN 17
From: SECSTATE WASHDC
Action: SOMALIA, USMISSION IMMEDIATE;
ALL DIPLOMATIC AND CONSULAR POSTS COLLECTIVE IMMEDIATE
E.O.: 13526
TAGS: CMGT, CVIS, KPAO, PTER, KHLS
Captions: SENSITIVE
Subject: (SBU) EXECUTIVE ORDER ON PROTECTING THE NATION FROM TERRORIST ATTACKS BY FOREIGN NATIONALS - GUIDANCE TO VISA ISSUING POSTS

1. (SBU) The Executive Order (E.O.) on Protecting the Nation from Terrorist Attacks by Foreign Foreign Nationals contains several provisions that immediately impact visa adjudication and issuance procedures. All visa issuing posts should carefully review and follow this guidance effective immediately. Public talking points will be provided as soon as possible, along with additional guidance on certain aspects of the E.O.

2. (SBU) Suspension of entry into the United States for aliens from certain countries: The E.O. exercises the President's authority under section 212(f) of the Immigration and Nationality Act suspending entry into the United States of aliens from the following countries for 90 days as of January 27, 2017: Iran, Iraq, Libya, Somalia, Sudan, Syria, and Yemen, subject to some exceptions. Accordingly, visas may not be issued to such aliens at this time. Additionally, as such aliens will not be admitted to the United States under the Executive Order, the Department of State has provisionally revoked valid visas previously issued to any affected nationals. Posts do not need to take any action with respect to physically cancelling visa foils, entering revocations into the system, or contacting visa holders.

(U) Nonimmigrant Visas

3. (SBU) For nonimmigrant visa applicants, except those specified below, having any of these seven nationalities, posts should (1) halt interviewing these applicants immediately; (2) cease issuance and printing of NIVs for these applicants immediately; and (3) refuse under Section 212

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(f) of the Immigration and Nationality Act (INA) any of these nonimmigrant visa applicants who have been interviewed, but whose visa post has not yet printed. The same guidelines apply to the issuance of V92 cases for these seven nationalities. CA/EX has informed the GSS vendors to expect posts with GSS document delivery services to return un-adjudicated cases to the document delivery vendor. Certain dual nationals of these countries are included in this policy. This suspension of entry does not apply to those foreign nationals traveling on A-1, A-2, G-1, G-2, G-3, G-4, NATO, C-2 or diplomatic type visas, or to issuance of visas in those categories.

4. (SBU) Posts must cancel future nonimmigrant visa appointments for applicants of these nationalities. CA/EX has instructed the GSS vendors to post a "red banner" message on all GSS web sites, informing applicants of these nationalities to cancel their appointments. Non-GSS posts should post the same language on their websites. Non-GSS posts must manually cancel appointments for applicants of these nationalities in the CST appointment system. CA/EX has also instructed GSS vendors to directly cancel appointments for applicants who have self-identified as one of the listed nationalities, and to send an emergency email and SMS blast message with the same language to applicants with appointments scheduled in the next 14 days in Abu Dhabi, Amman, Ankara, Baghdad, Djibouti, Erbil, Khartoum, Riyadh, and Yerevan.

5. (SBU) GSS red banner message: *"Urgent Notice: Per U.S. Presidential Executive Order signed on January 27, 2017, visa issuance to aliens from the countries of Iraq, Iran, Libya, Somalia, Sudan, Syria and Yemen has been suspended effective immediately until further notification. If you are a national, or dual national, of one of these countries, please do not schedule a visa appointment or pay any visa fees at this time. If you already have an appointment scheduled, please DO NOT ATTEND your appointment as we will not be able to proceed with your visa interview. Please note that certain travel for official governmental purposes, related to official business at or on behalf of designated international organizations, on behalf of the North Atlantic Treaty Organization, or by certain officials is not subject to this suspension. Please contact [vendor web site and call center contact info] to inform them of your appointment time and date and request cancellation. Please continue to monitor [vendor website and TSG] for further updates."*

6. (SBU) MRV fee refunds: MRV receipts are valid for one year from the date of issuance. Generally, refunds are only permissible if the U.S. government committed an error in collecting the fee or under certain circumstances provided for in law or regulation (22 CFR 22.6, 22 CFR 42.71, 22 CFR 41.107, and 22 CFR 23.3). If officers are unsure about whether a refund can be granted, they should contact the CA Fee Team (CAFee-Team@state.gov).

(U) Immigrant Visas

7. (SBU) The National Visa Center (NVC) will attempt to contact all applicants from the restricted countries with scheduled immigrant visa (IV) appointments for February in order to cancel their appointments. In addition, NVC will not schedule nationals of these seven countries for March or April immigrant visa appointments. For diversity visa (DV) applicants scheduled for interviews between February 5 and March 31, the Kentucky Consular Center (KCC) will notify applicants to check Entrant Status Check where they will see a message notifying them that their appointments will be rescheduled.

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CLASSIFICATION: UNCLASSIFIED

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For applicants whom KCC and NVC are unable to contact, or otherwise unable to cancel or postpone, post should attempt to identify them at intake before their interview and notify them that their interviews must be rescheduled. Posts will need to cancel remaining January appointments for affected applicants.

8. (SBU) Post should not take biometrics or conduct an immigrant or diversity visa interview. It is very important that posts do not interview applicants affected by the E.O. If an applicant is not identified during intake as ineligible for an interview, but the officer determines they are affected by the E.O. during the course of the interview, the interview should be completed. The case should be refused pursuant to 221(g) and a request for an Advisory Opinion should be submitted to CA/VO/L/A. Please inform the applicant that the case requires administrative processing.

(U) Dual Nationality of Visa Applicants

9. (SBU) The Executive Order applies to dual nationals of Iraq, Iran, Libya, Somalia, Sudan, Syria, and Yemen. Posts may encounter applicants who apply with a passport in one nationality but hold dual nationality with a restricted country. Individuals should be subject to the suspension if they possess a current passport from the restricted country, have been denied ESTA based on nationality in a designated country (but not on travel to the country without being a national of that country), or have otherwise identified themselves as nationals of a restricted county including on a previous application or in an interview, including as a dual national.

(U) Refugees

10. (SBU) The U.S. Refugee Admissions Program (USRAP) is suspended for 120 days and indefinitely for Syrian refugee applicants. This includes the processing of boarding foils for any V93 cases, since those follow-to-join cases are admitted to the United States as refugees. Posts should halt the issuance of these V93 cases immediately. The Department will notify posts when the suspension is lifted.

(U) Exceptions

11. (SBU) The Executive Order allows for exceptions to these suspensions for nonimmigrants, immigrants, and V92 cases on a case-by-case basis, and when in the national interest. For V93 cases, the exception is on a case-by-case basis and when admission is in the national interest and would not pose a risk to the security or welfare of the United States. The Department is working with DHS and other relevant agencies to finalize guidance on these potential exceptions, and we will communicate it to posts once it is developed. In the meantime, posts should contact their VO/F post liaison officer during business hours or the VO Duty Officer after hours, to advise of exceptionally urgent or humanitarian cases. In addition, the Executive Order does not apply to 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.

(U) Interview Waiver Program

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12. (SBU) The Executive Order suspends the Interview Waiver Program (IWP) for all nationalities, with the exception of "specific statutory exceptions" in INA section 222(h). That protects waivers for the categories listed in section 222(h)(1)(A) and (B). Accordingly, effective immediately, posts must require an in-person interview for the following categories of individuals that had been covered by the IWP:

- a) Any applicant whose visa expired more than 12 months prior to the date of application;
- b) Any first-time Brazilian applicant aged 14 or 15 or between 66 and 79;
- c) Any first-time Argentine applicant aged 14 or 15 or between 66 and 79.

Posts may continue waiving interviews using current guidance for the following categories:

- a) A-1, G-1, G-2, G-3, G-4, NATO-1 through NATO-6, C-2, and C-3;
- b) Applicants for a diplomatic or official visa as described in 22 CFR 41.26 or 22 CFR 41.27, respectively;
- c) Renewals of the same classification not more than 12 months after date on which prior visa expired.

By law, interviews are not required for applicants under 14 or over 79 years old.

13. (SBU) CA/EX has notified the GSS vendors to immediately update interview waiver language on their web sites and call scripts. Post should be aware, however, that IWP cases already in the document delivery pipeline will continue to arrive at post. Furthermore, the GSS vendors are not permitted to validate applicants' self-certification of IWP eligibility. Therefore, as always, posts should be vigilant about confirming that all IWP cases meet the current criteria before adjudicating without an interview. CA/EX has informed the GSS vendors to expect to return un-adjudicated IWP cases that do not meet the new criteria through the document delivery system.

14. (SBU) This preliminary guidance is based on a careful initial reading and review of the Executive Order and we will provide updated guidance as necessary. We urge consular chiefs to coordinate as necessary with their Front Office, Public Affairs Section, Regional Security Office and other sections at post. The Department is cognizant that this guidance does not cover every possible contingency. Posts should take the opportunity to review all aspects of their visa screening and anti-fraud procedures to ensure that they are operating at full effectiveness. Posts requiring immediate public talking points should contact CA/P's media team at CAPRESSREQUESTS@state.gov. Consular sections should coordinate closely with public affairs sections to ensure accurate dissemination of information through their respective channels.

15. (U) Minimize considered.

Signature: Shannon

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Page 5 of 5

Drafted By: CA/VO/F: Meredith McEvoy
Cleared By: CA SMyers
CA/VO: ERamotowski
CA/VO: KKing
CA/VO/L: DNewman
CA/VO/L: NPerry
CA/VO/DO: MGarcia
CA/VO/I: JCornforth
CA/C: RArndt CA/C/CBSP: LCarr CA/C/PPOD: BWalsh
CA/EX: MAmes
CA/EX: NAbella
CA/FPP: SAshby
CA/P: HHand
L/CA: SFabry
L/CA: MHackell
L/CA: EDonnelly
L/CA: JBentes
L/CA: MMadad
L/HRR: MPickering
CT: WMcCulla
AF: PBarlerin
NEA: SJones
AF/EX: EStroymeyer
EAP/EX: KDeBlauw
EUR-IO/EX: PMurray
WHA/EX: KSullivan
M/PRI: ALarkin
P: JJeffreys
R: EWebster
PA: RBuangan
PRM: MWiebler
S/P: SOat-Judge (info by request)
D: CDavis (info by request)
D-MR: JPierre-Louis (info by request)
M: HAito
S/ES-O: SARAH MORGAN
Approved By: CA: David T. Donahue, Acting
Released By: IRM_OPS_MSO: Myles, Angeline
XMT: SANAA, AMEMBASSY

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NO DISCERNIBLE CLASSIFICATION

From: Perkins, Katherine K
Sent: Saturday, January 28, 2017 9:14 AM
To: Jackson, Nancy I; Lynch, Paula R
Subject: Fw: FINAL SIGNED EO

RELEASE IN PART B6

REVIEW AUTHORITY: Barbara Nielsen, Senior Reviewer

Sent from my BlackBerry 10 smartphone.

From: Gauger, Kelly A
Sent: Friday, January 27, 2017 7:09 PM
To: Naplan, Steven J; Perkins, Katherine K; Lewis, Pamela H; Smith, Jennifer L; Santos, Carol T; Day, Barbara J; Berdinner, Kiera; Hilary Ingraham
Subject: Fw: FINAL SIGNED EO

Changes below.

Kelly Gauger
Deputy Director, PRM/A
Work Tel 202-453-9268

B6

From: Gauger, Kelly A
Sent: Friday, January 27, 2017 7:06 PM
To: Pickering, Margaret S; Henshaw, Simon; Storella, Mark C; Bartlett, Lawrence E.
Subject: Re: FINAL SIGNED EO

- Major changes I see:
- ban on entry of the 7 nationalities extended to 90 days but exempts certain visa holders.
 - opens the door that we might be able to admit more than 50,000 if President decides it is in the national interest.
 - allows a bit more discretion in allowing travel to proceed for those "already in transit"
 - incorrectly assigns DHS (vice State) to examine whether state and local govts can play a greater role in approving placement

Probably more I am missing.

Kelly Gauger
Deputy Director, PRM/A
Work Tel 202-453-9268

B6

From: Pickering, Margaret S
Sent: Friday, January 27, 2017 6:53 PM
To: Henshaw, Simon; Storella, Mark C; Bartlett, Lawrence E.; Gauger, Kelly A
Subject: FW: FINAL SIGNED EO

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NO DISCERNIBLE CLASSIFICATION

In case you haven't received it yet.

Meg
Official
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From: Fabry, Steven F
Sent: Friday, January 27, 2017 6:50 PM
To: Legal-CA-DL; Sanford, Christina; Pickering, Margaret S; Tampio, A Jesse; Hooke, Kathleen H
Subject: FW: FINAL SIGNED EO
Official
UNCLASSIFIED

From: Perry, Nicholas
Sent: Friday, January 27, 2017 6:48 PM
To: Fabry, Steven F
Subject: FW: FINAL SIGNED EO
Nicholas J. Perry
Deputy Director of Legal Affairs, Visa Office
Bureau of Consular Affairs, U.S. Department of State
PerryN1@state.gov
(202) 485-7586
Official
UNCLASSIFIED

From: King, Karin M
Sent: Friday, January 27, 2017 6:47 PM
To: Ramotowski, Edward J; Donahue, David T; Newman, David S; Perry, Nicholas; McEvoy, Meredith C; CA-VO-Special Assistant
Subject: FW: FINAL SIGNED EO
Karin King
Managing Director
Office of Visa Services, Bureau of Consular Affairs
U.S. Department of State
(202) 485-7561
SBU
This email is UNCLASSIFIED.

From: CONROY, DONALD E [REDACTED]
Sent: Friday, January 27, 2017 6:43 PM
To: King, Karin M
Subject: FINAL SIGNED EO
Karin
We just received this.
Donald Conroy
Director
National Targeting Center-Passenger
Office of Field Operations
Customs and Border Protection
Dept of Homeland Security
571-468-1200

B6

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Official

RELEASE IN PART B6

From: Van Brandt, Danna J
Sent: Monday, January 23, 2017 2:42 PM
To: Cross, Sarah R. EOP/NSC; Bartlett, Lawrence E.; Gauger, Kelly A; Henshaw, Simon
Subject: RE: USRAP - press conference

Yes, thanks!

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

From: Cross, Sarah R. EOP/NSC [redacted]
Sent: Monday, January 23, 2017 2:40 PM
To: Bartlett, Lawrence E.; Gauger, Kelly A; Henshaw, Simon; Van Brandt, Danna J
Subject: USRAP - press conference

B6

Did you all just catch the Q & A on the USRAP in the WH press conference? Spicer deferred questions to State.

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REVIEW AUTHORITY: Barbara Nielsen, Senior Reviewer

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