From: [redacted]
To: McHenry, James (EOIR); Owen, Sirce E. (EOIR); Gupta, Dimple (EOIR); Alder Reid, Lauren (EOIR); Neal, David L. (EOIR); Adkins-Blanch, Chuck (EOIR); Santoro, Christopher A (EOIR); Maggard, Print (EOIR); Cheng, Mary (EOIR)
Cc: [redacted]
Subject: RE: Ninth Circuit Stay Order - Asylum Transit Interim Final Rule Litigation
Date: Tuesday, August 20, 2019 9:17:00 AM

Good morning,

[redacted]

The rule should not be applied to any asylum determination in which: (1) the alien was apprehended in the Ninth Circuit, (2) the alien is detained in the Ninth Circuit, or (3) the interview or adjudication itself occurs in the Ninth Circuit.

OCIJ – please ensure that this guidance is distributed ASAP today. [redacted]

Please let me know if you have any questions or concerns.

Best regards,

[redacted]

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From: [redacted]
Sent: Friday, August 16, 2019 3:43 PM
To: McHenry, James (EOIR) [redacted]; Owen, Sirce E. (EOIR) [redacted]; Gupta, Dimple (EOIR) [redacted]; Alder Reid, Lauren (EOIR) [redacted]; Neal, David L. (EOIR)

[redacted]; Adkins-Blanch, Chuck (EOIR) [redacted]
[redacted]; Santoro, Christopher A (EOIR)
[redacted]; Maggard, Print (EOIR)
[redacted]; Cheng, Mary (EOIR) [redacted]
Cc: [redacted]
[redacted]
Subject: Ninth Circuit Stay Order - Asylum Transit Interim Final Rule Litigation

Good afternoon EOIR Leadership:

As you may be aware, earlier today the Ninth Circuit granted a limited stay enjoining the DOJ and DHS joint interim final rule, *Asylum Eligibility and Procedural Modifications*, as to the Ninth Circuit only. As such, the rule is effective as to all asylum applications filed on or after July 16, 2019, that remain pending as of August 16, 2019, outside of the Ninth Circuit.

I have attached the Federal Register version of the rule for your convenience. Please share this with your staff. [redacted]

Thank you,

[redacted]

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