U.S. Department of Justice

Office of Legal Counsel

Office of the Assistant Attorney General

Washington, D.C. 20530

January 27, 2017

MEMORANDUM

Re: Proposed Executive Order Entitled, "Protecting the Nation from Foreign Terrorist Entry into the United States"

The attached proposed Executive Order was prepared by the Domestic Policy Council and forwarded to this Department for review with respect to form and legality.

The Order would direct a range of executive branch actions designed to ensure that foreign nationals who are approved for admission to the United States do not intend to harm Americans and have no ties to terrorism. Following is a description of several of the actions directed under the Order.

The proposed Order would require the Secretary of Homeland Security, in consultation with the Secretary of State and the Director of National Intelligence, to determine the information needed from other countries to adjudicate visas, admissions, or other benefits under the Immigration and Nationality Act ("INA"), 8 U.S.C. §§ 1101 *et seq.* It would then direct the Secretary of State to request that other countries provide such information within 60 days. The Order would direct the Secretary of Homeland Security to submit to the President a list of the countries that do not provide such information for inclusion in a presidential proclamation generally prohibiting the entry of nationals from those countries. The Order would also suspend the entry of immigrants and non-immigrants from countries referred to in section 217(a)(12) of the INA, subject to case-by-case exceptions.

The Order would also direct the Secretary of State, the Secretary of Homeland Security, the Director of National Intelligence, and the Director of the Federal Bureau of Investigation to develop uniform screening standards and procedures to identify individuals seeking to enter the United States on a fraudulent basis or with the intent to cause harm, or who are at risk of causing harm after admission.

In addition, the Order would direct the Secretary of State to suspend the U.S. Refugee Admissions Program ("USRAP") for 120 days, subject to case-by-case exceptions. During that 120-day period, the Secretary of State, in conjunction with the Secretary of Homeland Security and in consultation with the Director of National Intelligence, would determine what additional procedures can be taken to ensure that refugees who are approved for admission do not pose a threat to the security and welfare of the United States. Pursuant to section 212(f) of the INA, the President would proclaim that the entry of Syrian refugees, and the entry of more than 50,000

refugees in fiscal year 2017, would be detrimental to the interests of the United States and would suspend such admissions.

The proposed Order is approved with respect to form and legality.

Curtis E. Gannon
Acting Assistant Attorney General

U.S. Department of Justice

Office of Legal Counsel

Office of the Assistant Attorney General

Washington, D.C. 20530

January 27, 2017

The President,

The White House.

My dear Mr. President:

I am herewith transmitting a proposed Executive Order entitled, "Protecting the Nation from Foreign Terrorist Entry into the United States." This proposed Order was prepared by the Domestic Policy Council and forwarded to this Department for review of its form and legality.

The proposed Executive Order is approved with respect to form and legality.

Respectfully,

Curtis E. Gannon

Curtis E. Gannon
Acting Assistant Attorney General

Executive Order—Protecting the Nation from Foreign Terrorist Entry into the United States

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.

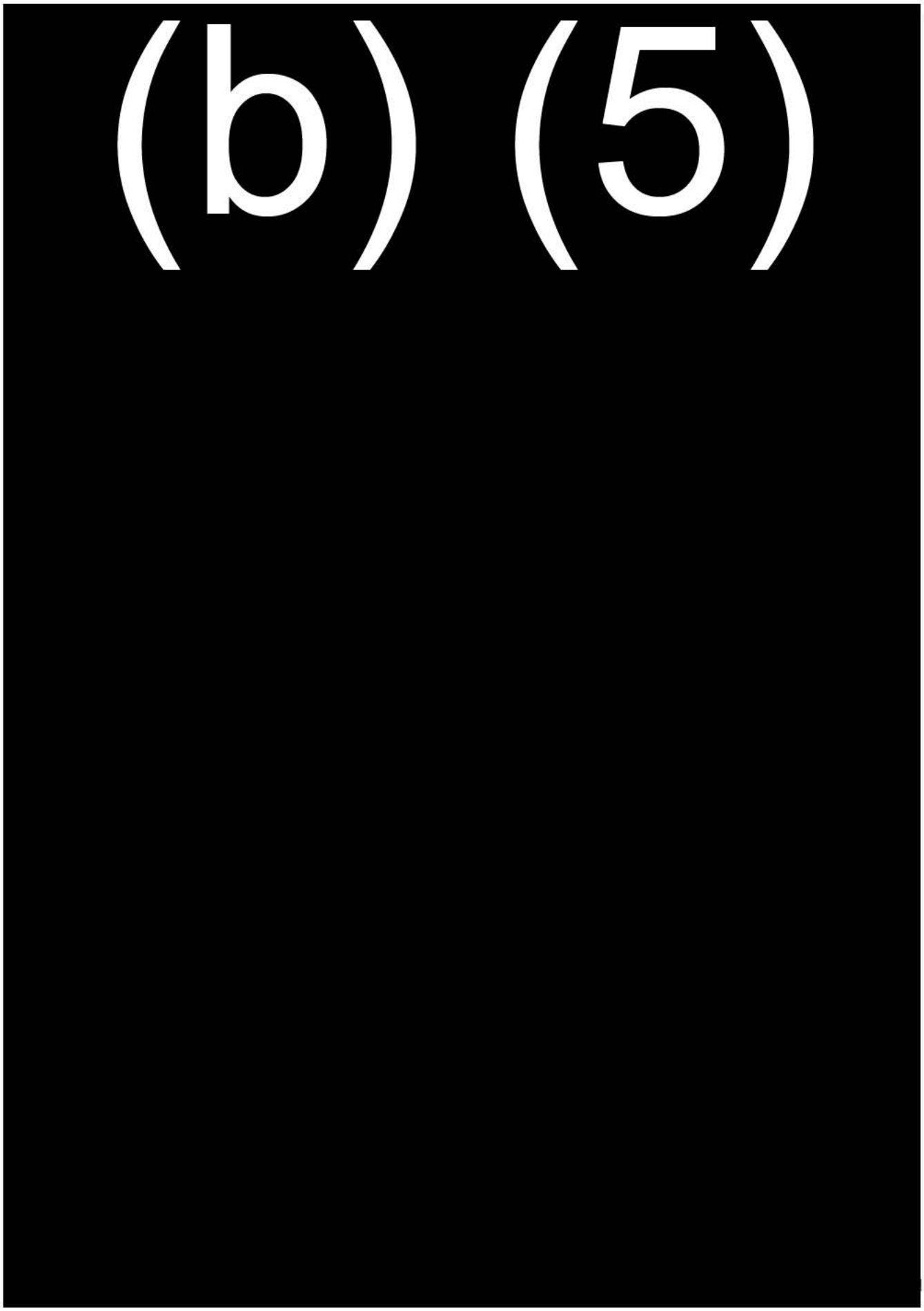
(b) This order shall be implemented consistent with applicable law and subject to the availability of appropriations.

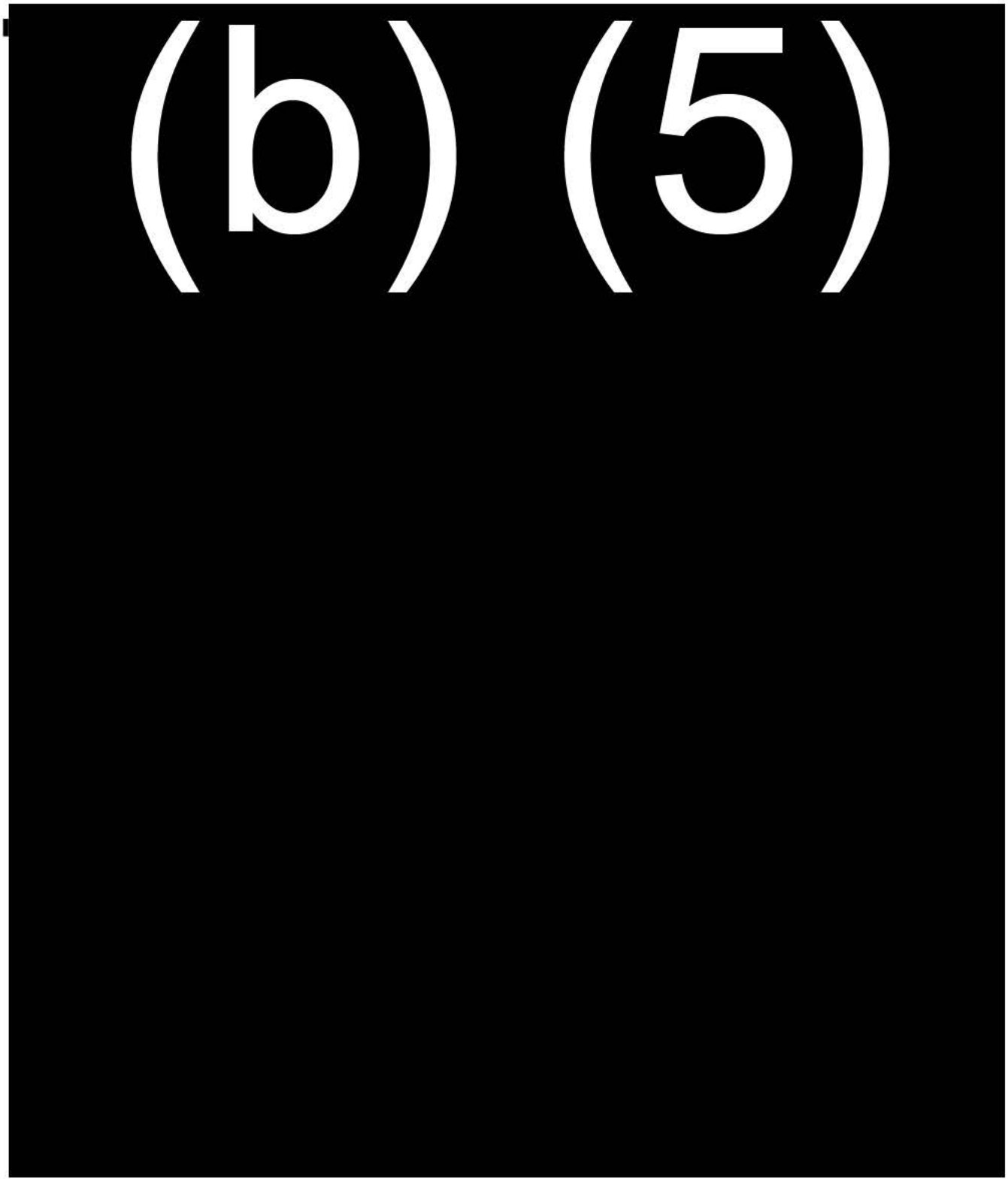
(c) This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Friday, January 13, 2017 1:07 PM
To: (b) (6) (OLC); (b) (6)
Subject: FW: (b) (5)

(b) (5)


(b) (5)


(b) (5)

(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Friday, January 13, 2017 4:54 PM
To: (b) (6) (OLC)
Subject: RE: (b) (5)
Attachments: (b) (5) (1-13-2017)--Clean ((b) (6).docx

Here it is. Good luck!

From: (b) (6) (OLC)
Sent: Friday, January 13, 2017 12:31 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: FW: (b) (5)

I'm sorry to drag you in on this. The hope is to get it to Rosemary today. Can we discuss how to divide up?

From: Hart, Rosemary (OLC)
Sent: Friday, January 13, 2017 10:47 AM
To: (b) (6) (OLC) <(b) (6)>
Cc: (b) (6) <(b) (6)>
Subject: FW: (b) (5)

(b) (6) (b) (5) Let me know if you need help on this. (Should we pull (b) (6) in on this?)

RH

(b) (5)

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Friday, January 13, 2017 6:21 PM
To: Hart, Rosemary (OLC)
Cc: [redacted] (OLC)
Subject: [redacted]
Attachments: [redacted] (1-13-2017)--Clean+[redacted].docx

FYI, [redacted] Thanks to [redacted] for jumping in on this.

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Saturday, January 14, 2017 1:36 PM
To: (b) (6) (OLC)
Subject: RE: (b) (5) -- Update!!

Thanks! Will be able to look at it fairly soon.

From: (b) (6) (OLC)
Sent: Saturday, January 14, 2017 1:35 PM
To: Hart, Rosemary (OLC) <(b) (6)>
Subject: RE: (b) (5) -- Update!!

Here are comments on the revised version.

From: Hart, Rosemary (OLC)
Sent: Saturday, January 14, 2017 12:16 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) -- Update!!

Excellent. Thanks.

From: (b) (6) (OLC)
Sent: Saturday, January 14, 2017 12:02 PM
To: Hart, Rosemary (OLC) <(b) (6)>
Subject: Re: (b) (5) -- Update!!

Yes, I can do this shortly.

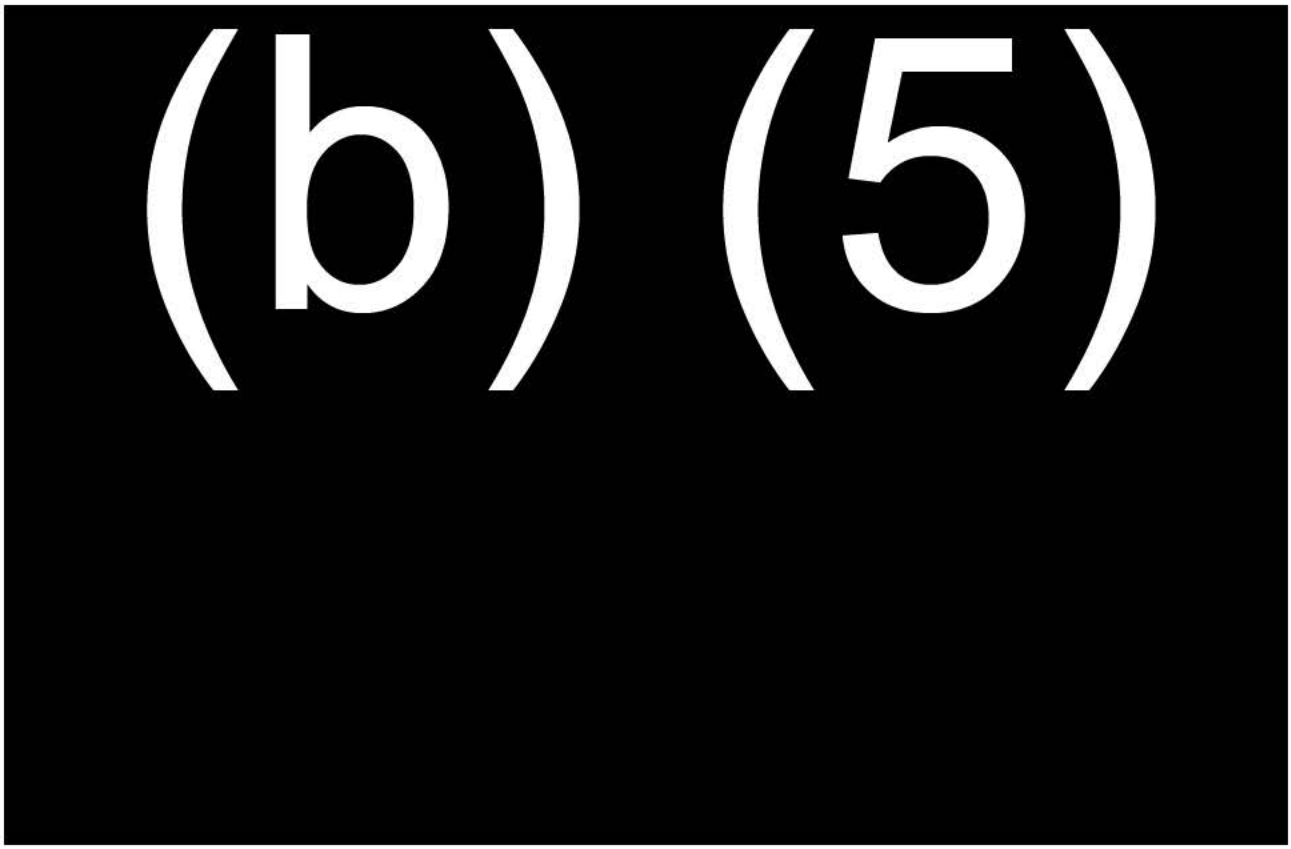
(b) (6)
Attorney-Adviser
Office of Legal Counsel
(b) (6)

On Jan 14, 2017, at 10:14 AM, Hart, Rosemary (OLC) <(b) (6)> wrote:

(b) (6): See new redline from Steve. Please use this one – sorry. I hope it won't take too long to transfer your comments – and maybe some have been addressed in the attached version. Would you be able to turn this around today?

Thanks,
Rosemary

(b) (5)


(b) (5)

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Saturday, January 14, 2017 4:20 PM
To: (b) (6) (OLC)
Subject: RE: (b) (5) -- Update!!

Thanks for checking. I had to do a conference call on something else but have turned back to this and am now inputting my edits. I'm about halfway through. (b) (5)

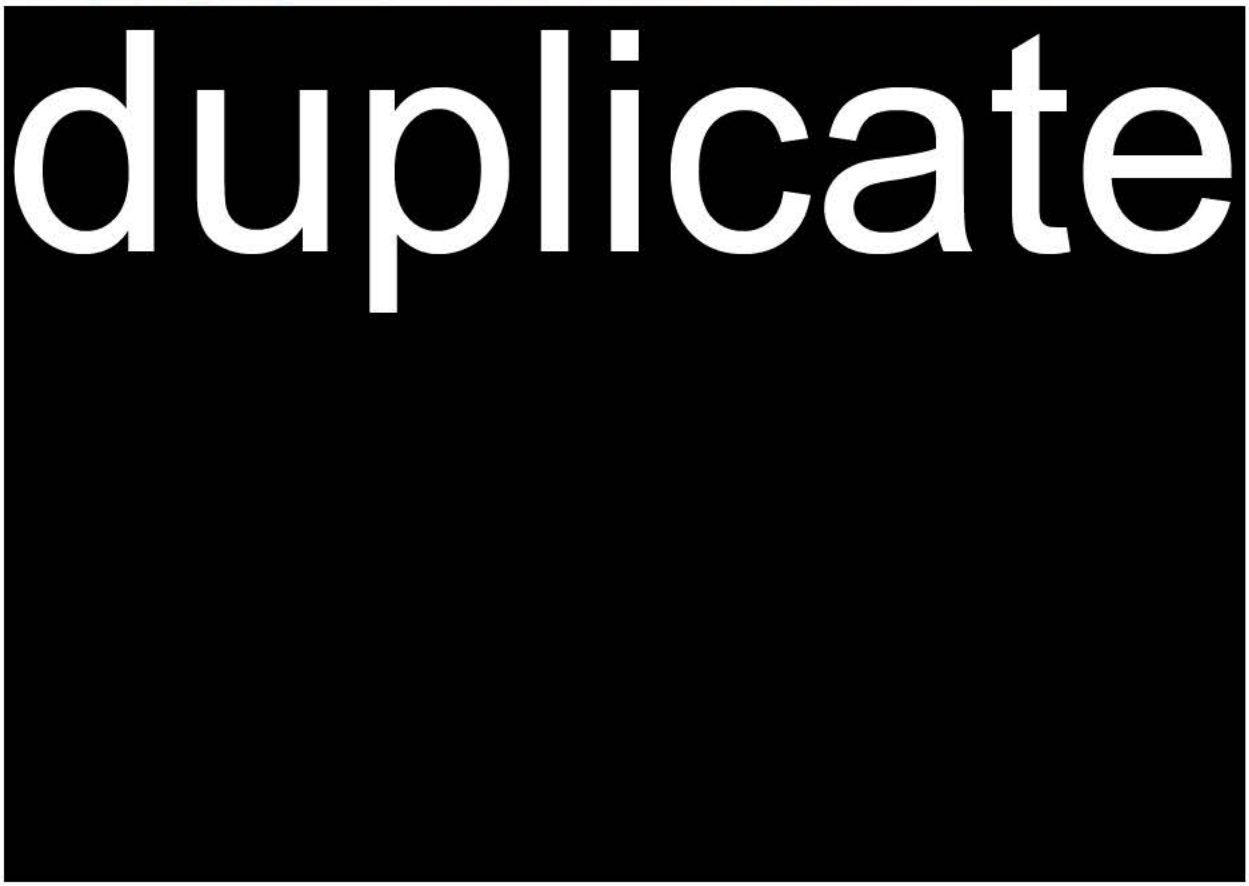
From: (b) (6) (OLC)
Sent: Saturday, January 14, 2017 4:18 PM
To: Hart, Rosemary (OLC) <(b) (6)>
Subject: Re: (b) (5) - Update!!

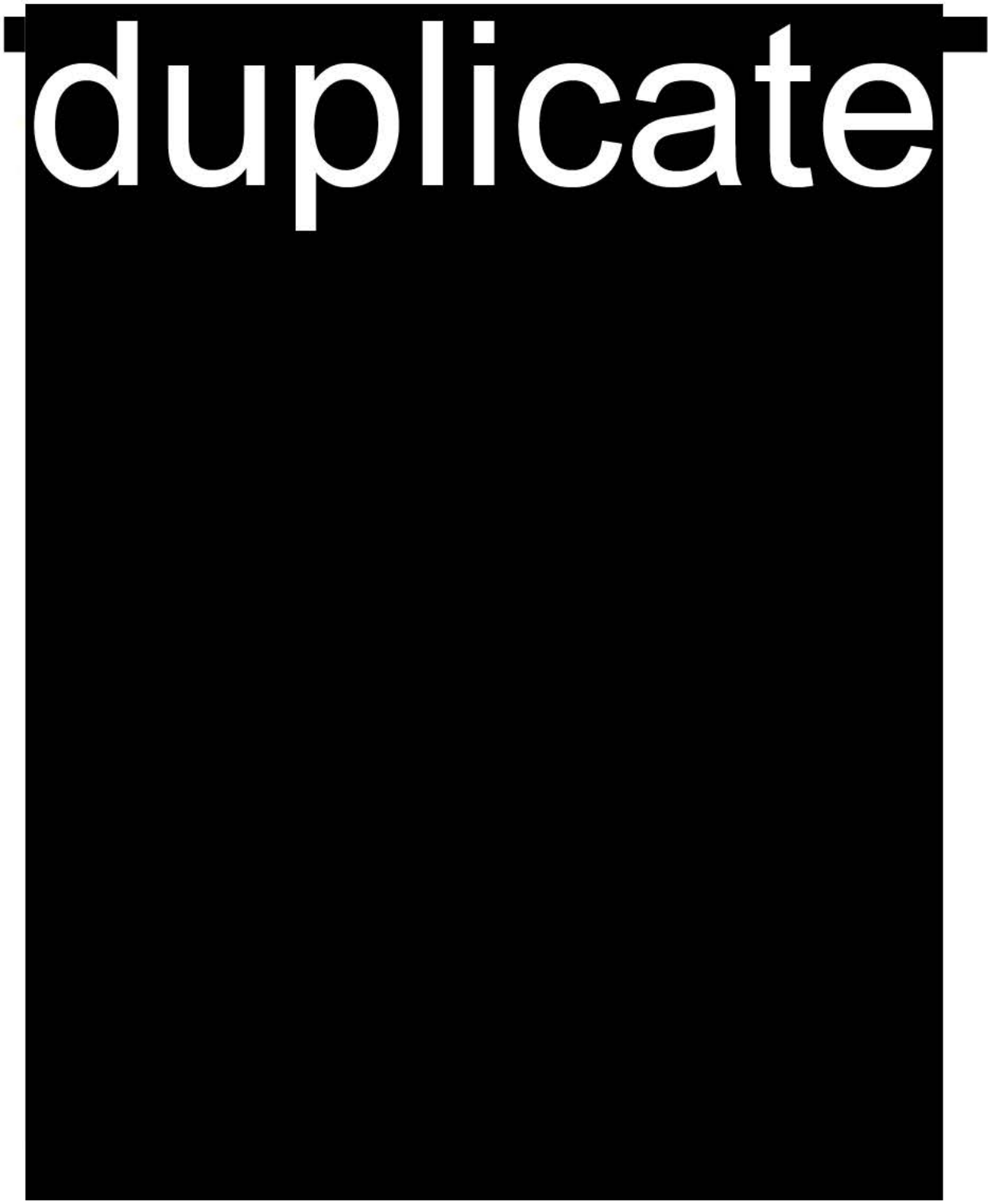
I'm assuming you got tied up on other matters, but I wanted to be sure I hadn't missed this.

(b) (6)
Attorney-Adviser
Office of Legal Counsel
(b) (6)

On Jan 14, 2017, at 2:46 PM, Hart, Rosemary (OLC) <(b) (6)> wrote:

Am preparing a redline back, which I should be able to send in the next 15-20 minutes.





Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Saturday, January 14, 2017 5:20 PM
To:	(b) (6) (OLC)
Subject:	Copy of (b) (5) (1-14-2017)+(b) (6) (002) + rh
Attachments:	Copy of (b) (5) (1-14-2017)+(b) (6) (002) + rh.docx

Here it is, just as you are getting ready for dinner and (b) (6).

SORRY! Everything is going more slowly than I'd like, and I kept getting interrupted with (b) (5) (b) (5).

(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Saturday, January 14, 2017 5:23 PM
To: Hart, Rosemary (OLC)
Subject: Re: Copy of (b) (5) (1-14-2017)+(b) (6) (002) + rh

Don't worry! I know you are slammed!

(b) (6)
Attorney-Adviser
Office of Legal Counsel
(b) (6)

duplicate

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Saturday, January 14, 2017 5:37 PM
To: Hart, Rosemary (OLC)
Subject: RE: Copy of [redacted] (1-14-2017)+[redacted] (002) + rh

I'm sorry for not having this straight, but [redacted]?

duplicate

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Saturday, January 14, 2017 6:01 PM
To: Hart, Rosemary (OLC)
Subject: RE: Copy of [redacted] (1-14-2017)+[redacted](002) + rh
Attachments: Copy of [redacted] (1-14-2017)+[redacted](002) + rh+[redacted]docx

Here is a revision. I've deleted the internal comments that required no follow up, and have otherwise highlighted in yellow my responses/edits. I'm happy to discuss.

[redacted]

duplicate

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Saturday, January 14, 2017 6:05 PM
To: (b) (6) (OLC)
Subject: RE: Copy of (b) (5) (1-14-2017)+(b) (6) (002) + rh

Ok. I had just started—caught me in time!

From: (b) (6) OLC)
Sent: Saturday, January 14, 2017 6:04 PM
To: Hart, Rosemary (OLC) < (b) (6) >
Subject: Re: Copy of (b) (5) (1-14-2017)+(b) (6) (002) + rh

Ok--don't look at the doc I just sent. I will fix this and resend.

(b) (6)
Attorney-Adviser
Office of Legal Counsel
(b) (6)

On Jan 14, 2017, at 6:02 PM, Hart, Rosemary (OLC) < (b) (6) > wrote:

(b) (5)

((b) (5))

duplicate

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Saturday, January 14, 2017 6:12 PM
To: Hart, Rosemary (OLC)
Subject: RE: Copy of [redacted] (1-14-2017)+[redacted](002) + rh
Attachments: Copy of [redacted] (1-14-2017)+[redacted](002) + rh+[redacted].docx

With that change made. Sorry about that!

duplicate

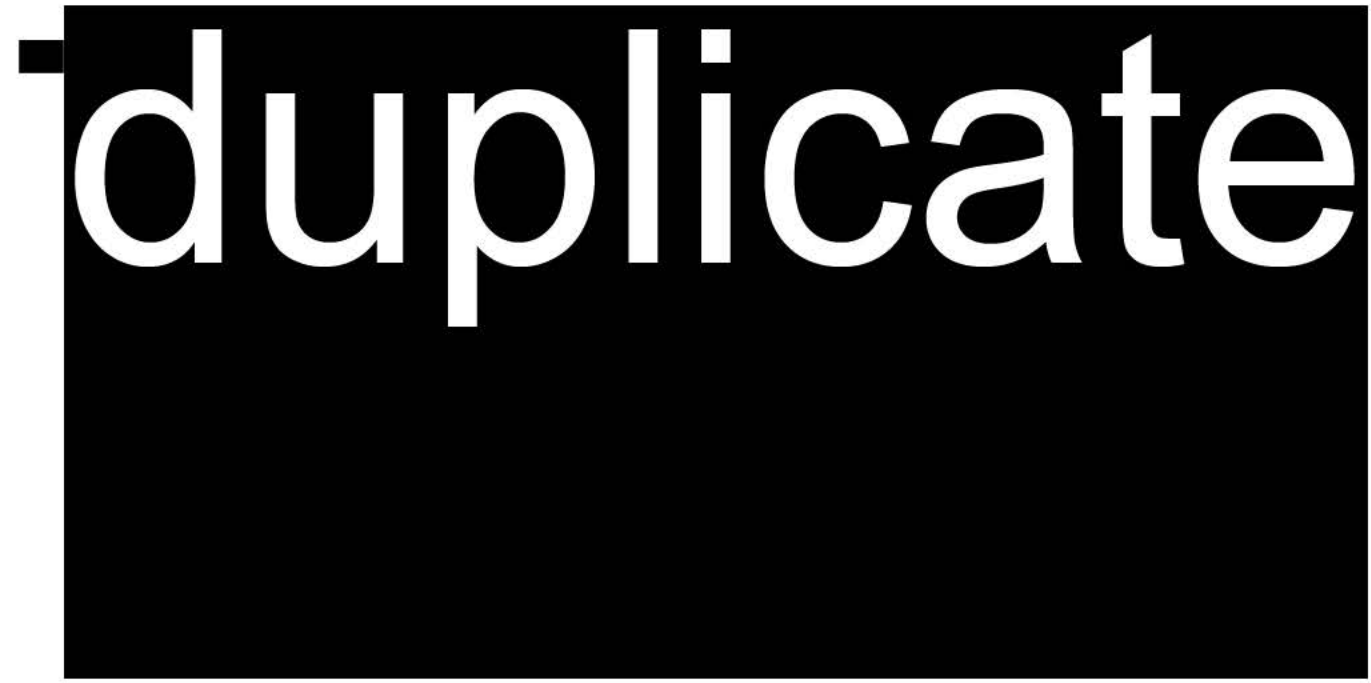
duplicate

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Saturday, January 14, 2017 6:17 PM
To: (b) (6) (OLC)
Subject: RE: Copy of (b) (5) (1-14-2017)+(b) (6)(002) + rh

Got it. Thanks for looking at this so quickly!

duplicate



Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Saturday, January 14, 2017 6:39 PM
To: (b) (6) (OLC)
Subject: RE: question.....

Got it. Thanks!

From: (b) (6) (OLC)
Sent: Saturday, January 14, 2017 6:36 PM
To: Hart, Rosemary (OLC) <(b) (6)>
Subject: RE: question.....

(b) (5)

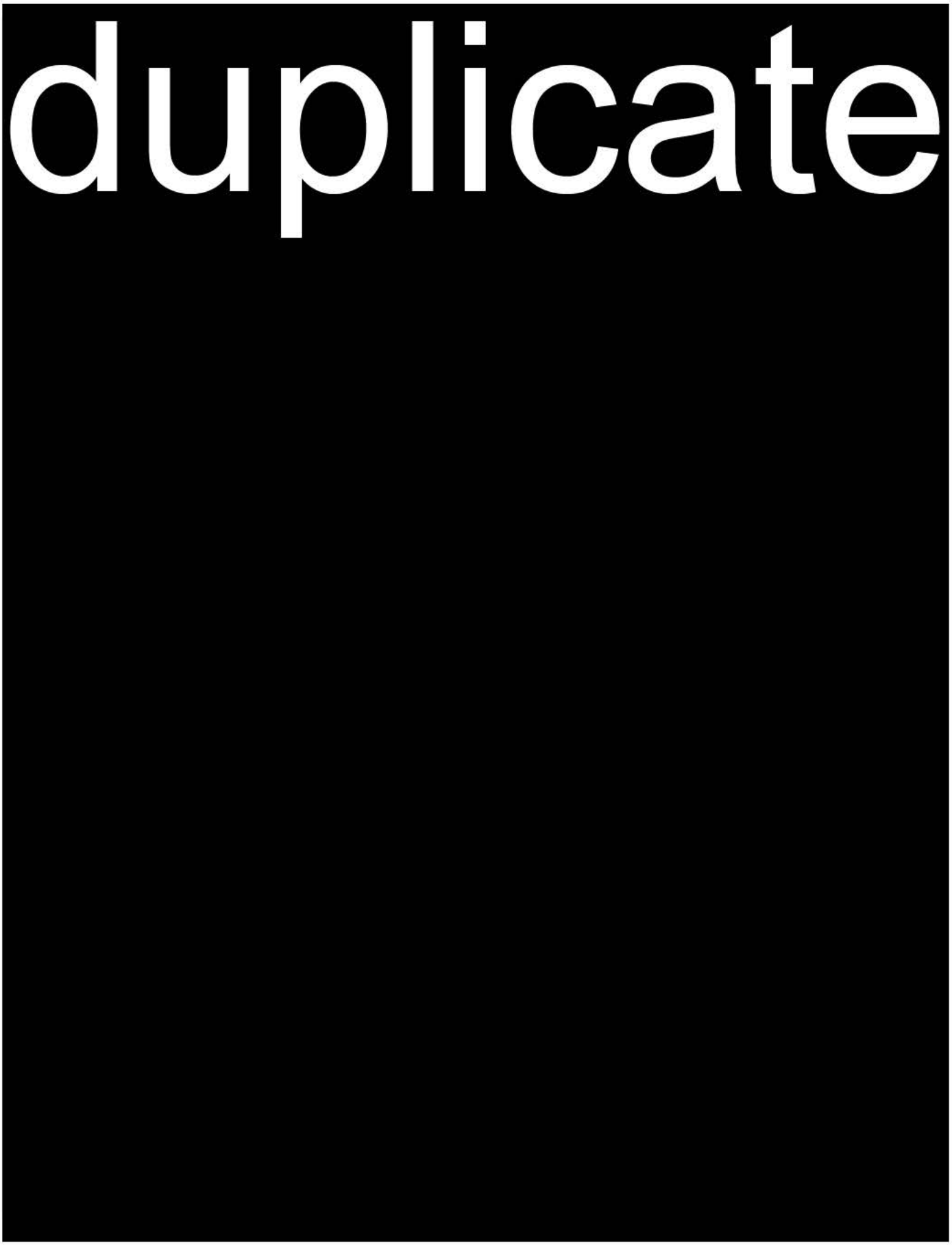
From: Hart, Rosemary (OLC)
Sent: Saturday, January 14, 2017 6:29 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: question.....

Question: Not sure I understand this addition:

(b) (5)

I am here at (b) (6) if a call is easier.

duplicate



[redacted] (OLC)

From: [redacted] (OLC)
Sent: Monday, January 16, 2017 1:49 PM
To: [redacted] (OLC)
Subject: RE: Immigration EO
Attachments: [redacted]--Near Final (1.16.16)+[redacted].docx

Sorry for all the confusion. Rosemary said she was going to ask you to look at a question while [redacted].
I'm back working, but if you have a few minutes to look at the question [redacted], I'd be exceedingly grateful. [redacted]
When I finish the [redacted] issue (feel free to weigh in on that if you want), I'll let you know, and I can hopefully take this back off your plate.
Feel free to call if you want to discuss.

From: [redacted] (OLC)
Sent: Monday, January 16, 2017 1:42 PM
To: [redacted] (OLC) <[redacted]>
Subject: Re: Immigration EO

Not right now, no.

[redacted]
Attorney-Adviser
Office of Legal Counsel
Department of Justice
[redacted]

On Jan 16, 2017, at 1:39 PM, [redacted] (OLC) <[redacted]> wrote:

> Are you working on something else now?
>
> ---
>
> **From:** [redacted] (OLC)
> **Sent:** Monday, January 16, 2017 1:40 PM
> **To:** [redacted] OLC) <[redacted]>
> **Subject:** Re: Immigration EO
>
> Ok. Let me know if you need help!
>
> [redacted]
> Attorney-Adviser
> Office of Legal Counsel
> Department of Justice

(b) (6)

On Jan 16, 2017, at 1:39 PM, (b) (6) (OLC) <(b) (6)> wrote:

> Nope; if you're not, don't worry about it.
>
> ---
>
> **From:** (b) (6) (OLC)
> **Sent:** Monday, January 16, 2017 1:38 PM
> **To:** (b) (6) (OLC) <(b) (6)>
> **Subject:** Re: Immigration EO
>
> Hey, I'm not sure if I missed an email, but this is the first I've heard about it. Should I be working on it?
>
> (b) (6)
> Attorney-Adviser
> Office of Legal Counsel
> Department of Justice
> (b) (6)
>
> On Jan 16, 2017, at 1:37 PM, (b) (6) (OLC) <(b) (6)> wrote:
>
> > (b) (6) and am back to focusing on this. Are you working on it? If so, should we chat about where things stand? I'm at (b) (6).

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Monday, January 16, 2017 2:08 PM
To: [redacted] (OLC)
Subject: RE: Immigration EO

Yeah. Can you also [redacted]?

From: [redacted] (OLC)
Sent: Monday, January 16, 2017 2:05 PM
To: [redacted] (OLC) <[redacted]>
Subject: RE: Immigration EO

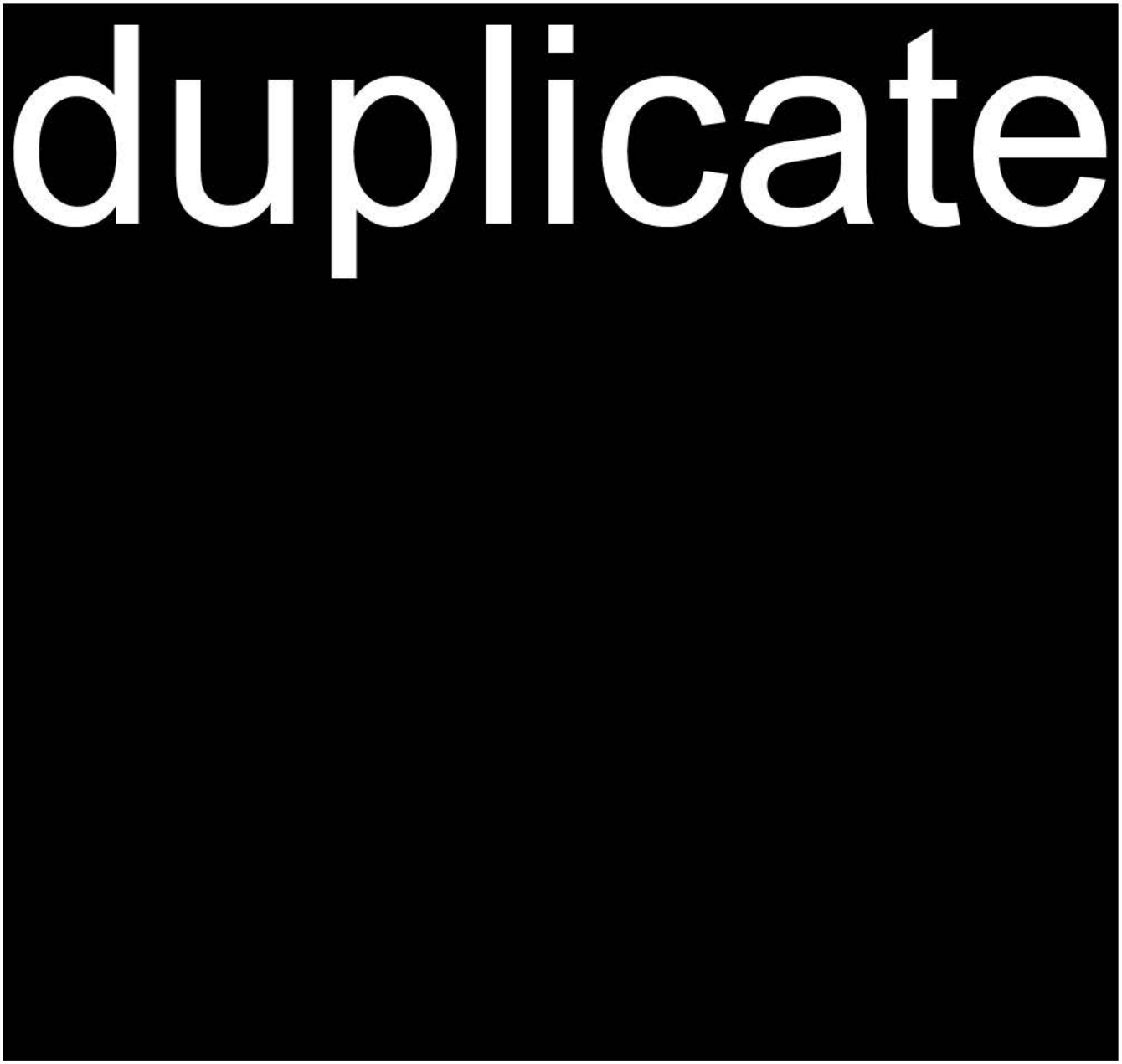
Calling you shortly. [redacted] Is that the relevant question?

From: [redacted] (OLC)
Sent: Monday, January 16, 2017 1:51 PM
To: [redacted] (OLC) <[redacted]>
Subject: RE: Immigration EO

Oh, I would also check [redacted]

[redacted]

duplicate



(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 2:41 PM
To: (b) (6) (OLC)
Subject: RE: (b) (5)

Sounds good.

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 2:39 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5)

Give me 5 minutes. I'm going to send you the doc back with a draft comment.

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 2:39 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5)

Exactly.

And, yeah, I was just thinking that. (b) (5)

(b) (5)

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 2:36 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5)

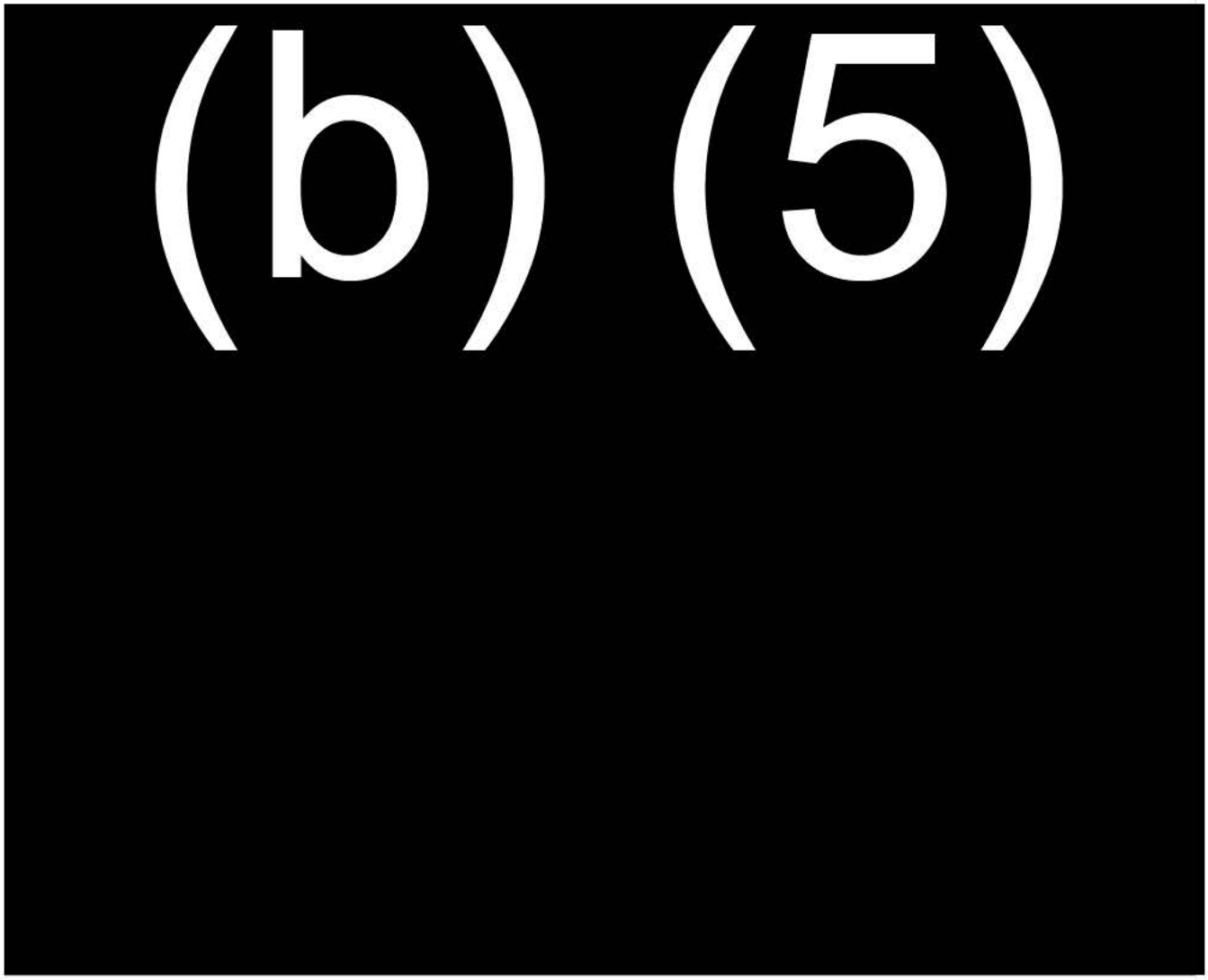
Oddly, though, (b) (5)

This raises the question— (b) (5)

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 2:26 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5)

And, so you have it, this is t (b) (5)

(b) (5)



From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 2:18 PM
To: (b) (6) OLC) < (b) (6) >
Subject: (b) (5)

I believe the attached are all (b) (5)

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Monday, January 16, 2017 3:56 PM
To: Hart, Rosemary (OLC)
Cc: [redacted] (OLC)
Subject: [redacted]
Attachments: [redacted]--Near Final (1.16.16)+[redacted]docx

Rosemary—

I didn't hear back from you, so I hope it's ok that I asked [redacted] to look at [redacted]. In the course of our discussion, [redacted], as reflected in the attached comments. [redacted], again as reflected in the draft.

-- [redacted]

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Monday, January 16, 2017 3:58 PM
To: [redacted] (OLC)
Subject: Read: [redacted]

Your message

To: [redacted] (OLC)
Subject: [redacted]
Sent: Monday, January 16, 2017 8:55:47 PM (UTC+00:00) Monrovia, Reykjavik

was read on Monday, January 16, 2017 8:57:07 PM (UTC+00:00) Monrovia, Reykjavik.

(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 4:10 PM
To: (b) (6) (OLC)
Subject: RE: (b) (5)

Got it. (b) (5)

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 4:08 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: Re: (b) (5)

(b) (5)

(b) (6)
Attorney-Adviser
Office of Legal Counsel
(b) (6)

On Jan 16, 2017, at 4:04 PM, (b) (6) (OLC) <(b) (6)> wrote:

> Yeah. (b) (5)
>
> **From:** (b) (6) (OLC)
> **Sent:** Monday, January 16, 2017 3:59 PM
> **To:** (b) (6) (OLC) <(b) (6)>
> **Subject:** Re: (b) (5)
>
> Yeah. (b) (5)
>
> (b) (6)
> Attorney-Adviser
> Office of Legal Counsel
> (b) (6)
>
> On Jan 16, 2017, at 3:57 PM, (b) (6) (OLC) <(b) (6)> wrote:
>
> > FWIW, (b) (5)

(b) (5)

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 3:48 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) consultation

Got it; thanks!

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 3:47 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) consultation"

I accidentally left a pasted in (b) (5) after the text, please ignore it.

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 3:46 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5)

This looks great ((b) (5) . I made a few edits in yellow. Let me know if they make sense.

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 3:30 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5)

Feel free to do more:

(b) (5)

(b) (5)

(b) (5)

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 3:19 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5)

(b) (5)

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 3:17 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5)

I think that's all fair, and I'll made edits accordingly.

From: (b) (6) OLC)
Sent: Monday, January 16, 2017 3:10 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5)

(b) (5)

I have made some edits in yellow bellow that are totally up to you whether or not to include, as they do make it longer. I didn't touch (b) (5)

(b) (5)

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 2:59 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5)

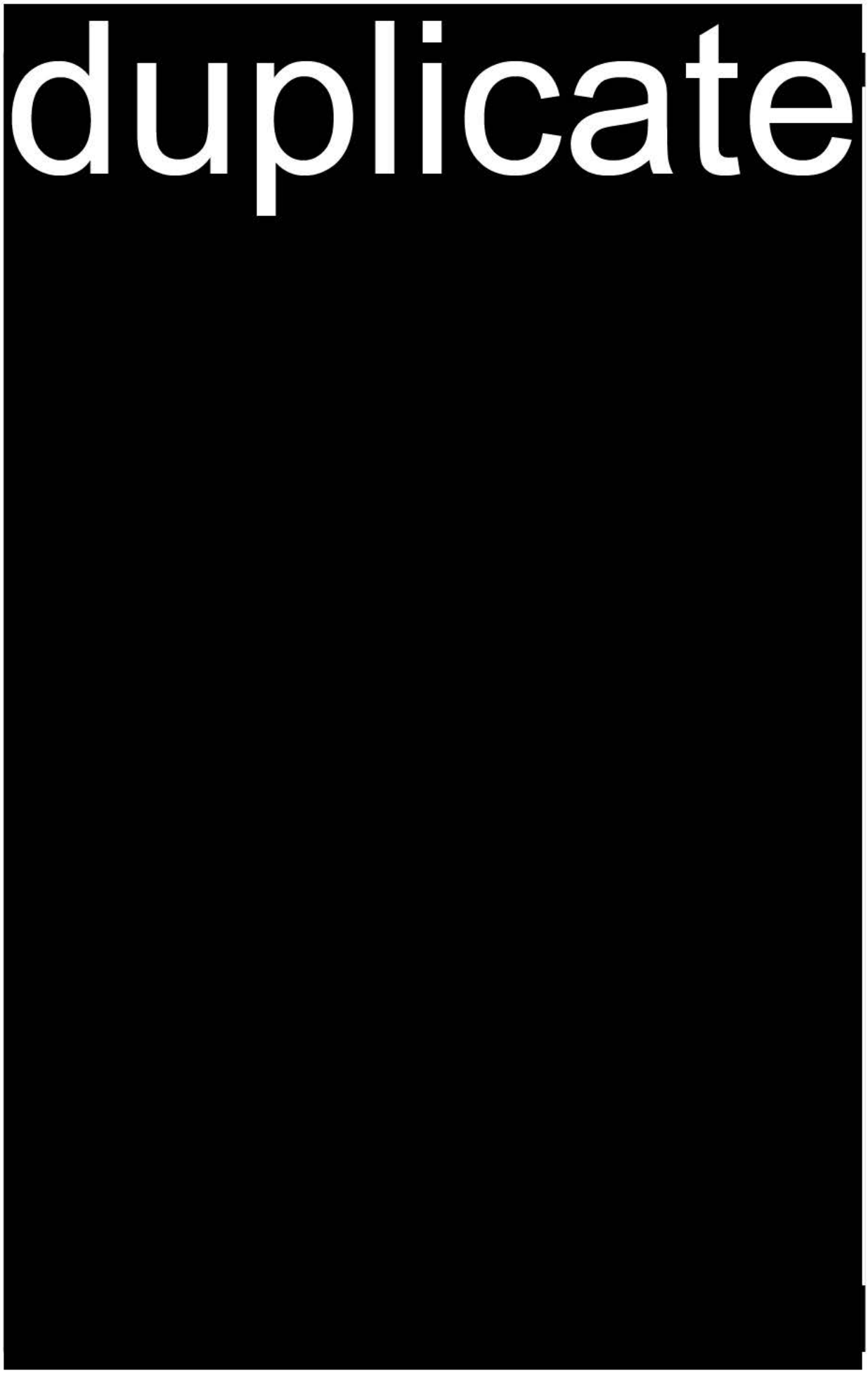
Thanks! Take a look?

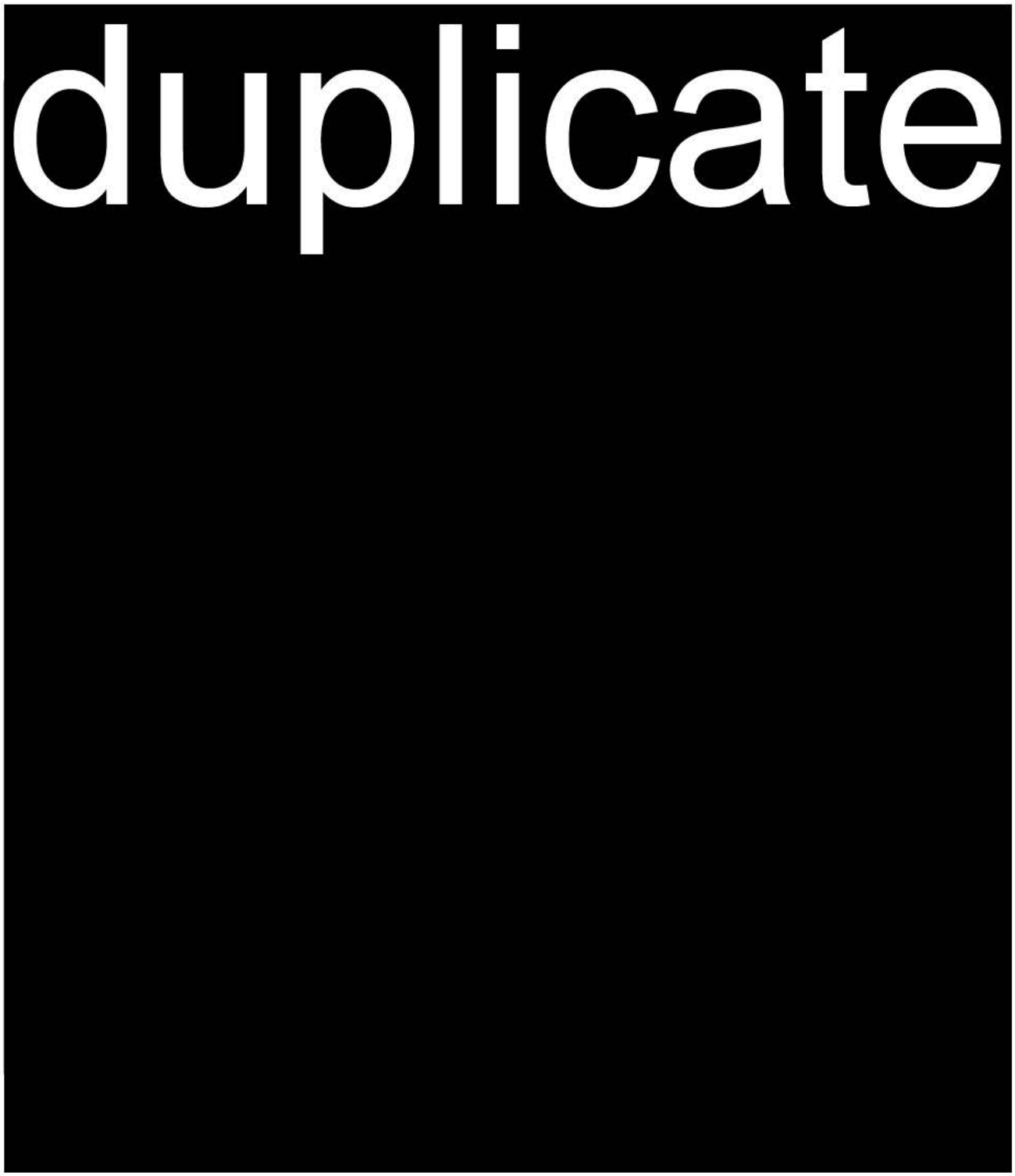
From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 2:47 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5)

This may be relevant— (b) (5) :

(b) (5)

duplicate





[redacted] (OLC)

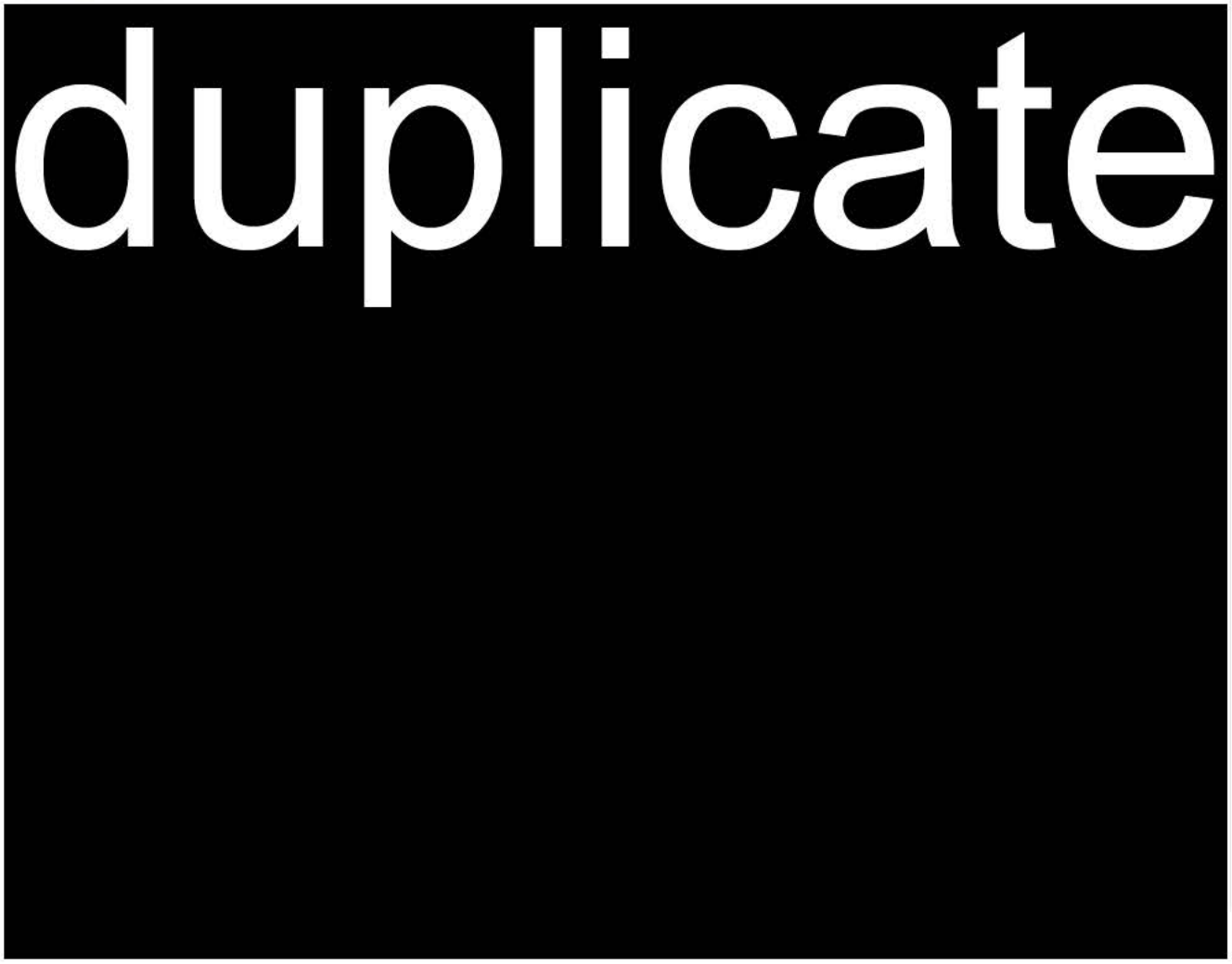
From: [redacted] (OLC)
Sent: Monday, January 16, 2017 4:11 PM
To: [redacted] (OLC)
Subject: RE: [redacted]

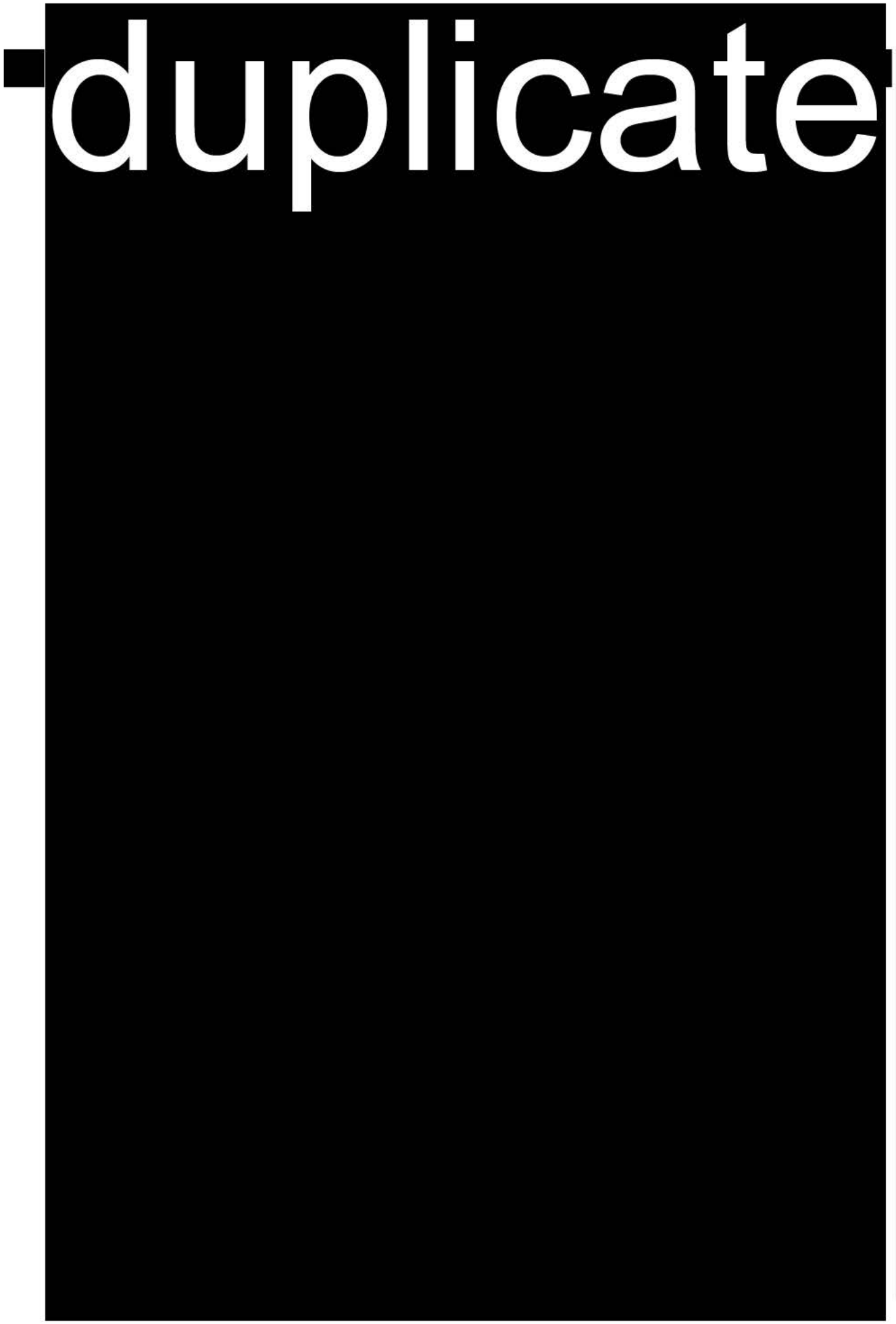
Definitely.

From: [redacted] (OLC)
Sent: Monday, January 16, 2017 4:07 PM
To: [redacted] (OLC) <[redacted]>
Subject: Re: [redacted]

Yes. [redacted]

[redacted]
Attorney-Adviser
Office of Legal Counsel
[redacted]



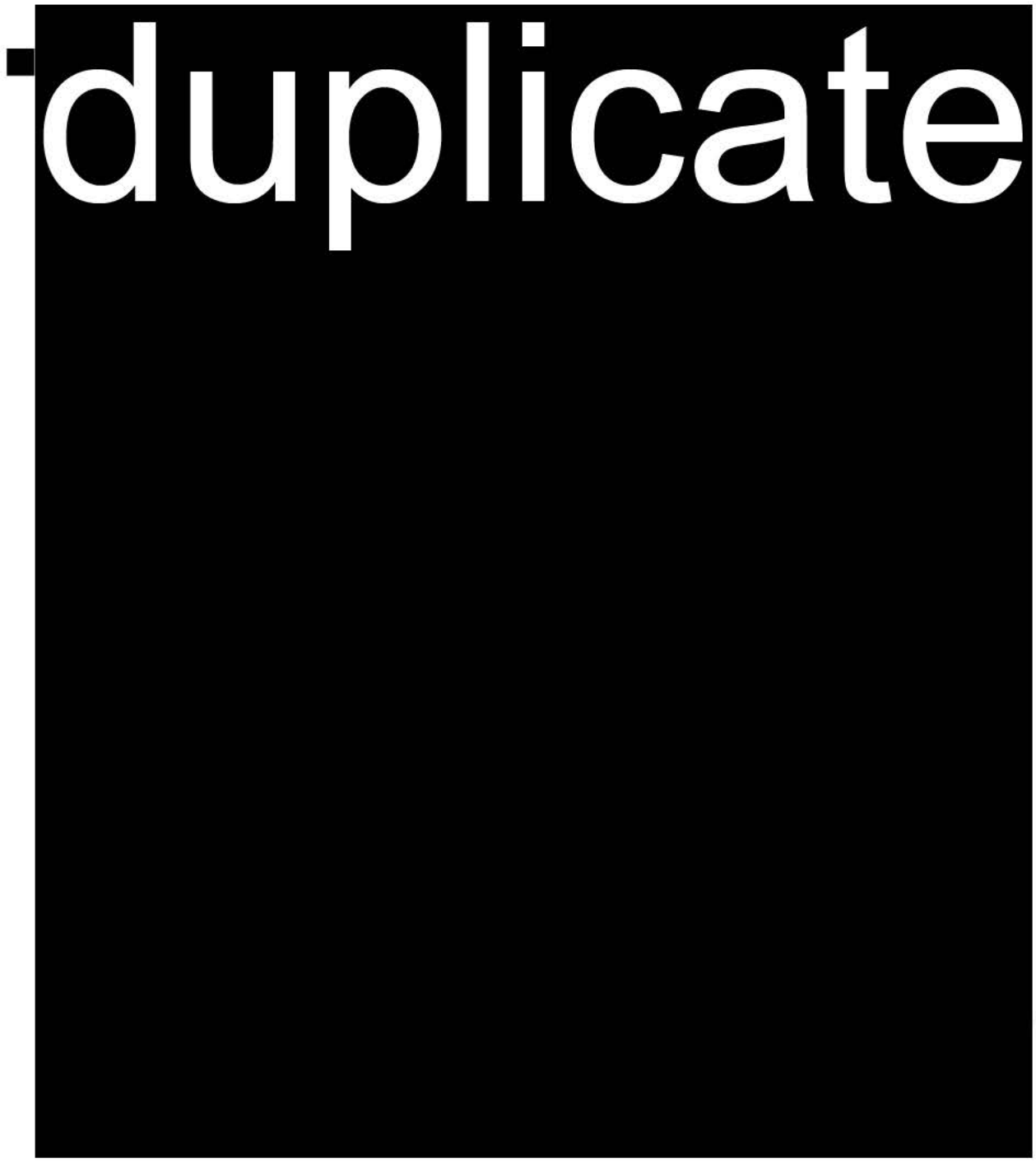


duplicate

duplicate

duplicate

duplicate



Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Monday, January 16, 2017 6:43 PM
To: (b) (6) (OLC)
Subject: (b) (5) -Near Final (1.16.16)+(b) (6)
Attachments: (b) (5) -Near Final (1.16.16)+(b) (6) docx

Thanks for continuing to work on this. I have added some internal comments and questions. See attached. And call if it is easier to discuss.

(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Monday, January 16, 2017 7:00 PM
To: Hart, Rosemary (OLC)
Subject: RE: (b) (5) --Near Final (1.16.16)+(b) (6)
Attachments: (b) (5) --Near Final (1.16.16)+(b) (6) 7pm.docx

I will give you a call, (b) (5)

(b) (5)

I'll call you in 5 minutes; I need to relocate.

duplicate

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Monday, January 16, 2017 7:03 PM
To:	(b) (6) (OLC)
Subject:	Read: RE: (b) (5) -Near Final (1.16.16)+(b) (6)

Your message

To: Hart, Rosemary (OLC)
Subject: RE: (b) (5) -Near Final (1.16.16)+(b) (6)
Sent: Monday, January 16, 2017 7:00:02 PM (UTC-05:00) Eastern Time (US & Canada)

was read on Monday, January 16, 2017 7:03:25 PM (UTC-05:00) Eastern Time (US & Canada).

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Monday, January 16, 2017 7:18 PM
To: Hart, Rosemary (OLC)
Subject: RE: [redacted] -Near Final (1.16.16)+[redacted]
Attachments: [redacted] --Near Final (1.16.16)+[redacted]7pm.docx

duplicate

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Monday, January 16, 2017 7:29 PM
To: Hart, Rosemary (OLC)
Subject: RE: [redacted] --Near Final (1.16.16)+[redacted]
Attachments: [redacted] --Near Final (1.16.16)+[redacted]730pm.docx

Here, with hopefully the things we've discussed addressed for tonight's purposes.

duplicate

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Monday, January 16, 2017 7:29 PM
To: (b) (6) (OLC)
Subject: RE: (b) (5) -Near Final (1.16.16)+(b) (6)

Thanks. Will read now.

duplicate

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Monday, January 16, 2017 7:45 PM
To: (b) (6) (OLC)
Subject: RE: (b) (5) --Near Final (1.16.16)+(b) (6)

This is good. I can clean up and send. Thanks!

duplicate

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Tuesday, January 17, 2017 10:21 AM
To: (b) (6) (OLC); (b) (6) (OLC)
Subject: (b) (5) -- PLEASE READ
Attachments: (b) (5) --Near Final (1.16.16)+ OLC again (1 16 2017).docx
Importance: High

(b) (5)

(b) (5)

Does this work? (b) (6) Do you have time to look into this question from home today? (b) (6) is tied up until around noon.

(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 12:23 PM
To: (b) (6) (OLC)
Subject: RE: (b) (5) -- PLEASE READ

Yeah, that I don't know. It's a good question. (b) (5)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 12:23 PM
To: (b) (6) (OLC) < (b) (6) >
Subject: Re: (b) (5) -- PLEASE READ

(b) (5)

(b) (6)
Attorney-Adviser
Office of Legal Counsel
(b) (6)

On Jan 17, 2017, at 12:16 PM, (b) (6) OLC) < (b) (6) > wrote:

(b) (5)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 12:14 PM
To: (b) (6) (OLC) < (b) (6) >
Subject: Re: (b) (5) -- PLEASE READ

(b) (5) Am jumping on a call on another matter, but I can call you when I'm done.

(b) (6)
Attorney-Adviser
Office of Legal Counsel
(b) (6)

On Jan 17, 2017, at 12:04 PM, (b) (6) OLC) <(b) (6)> wrote:

Hey, I just tried calling you.

(b) (5)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 11:54 AM
To: Hart, Rosemary (OLC) <(b) (6)>
Cc: (b) (6) (OLC) <(b) (6)>
Subject: Re: (b) (5) -- PLEASE READ

I agree with (b) (6) that (b) (5)

(b) (6)
Attorney-Adviser
Office of Legal Counsel
(b) (6)

On Jan 17, 2017, at 11:36 AM, Hart, Rosemary (OLC) <(b) (6)> wrote:

OK. Thanks. Dan should be back soon, and I can ask him for his ideas on this.

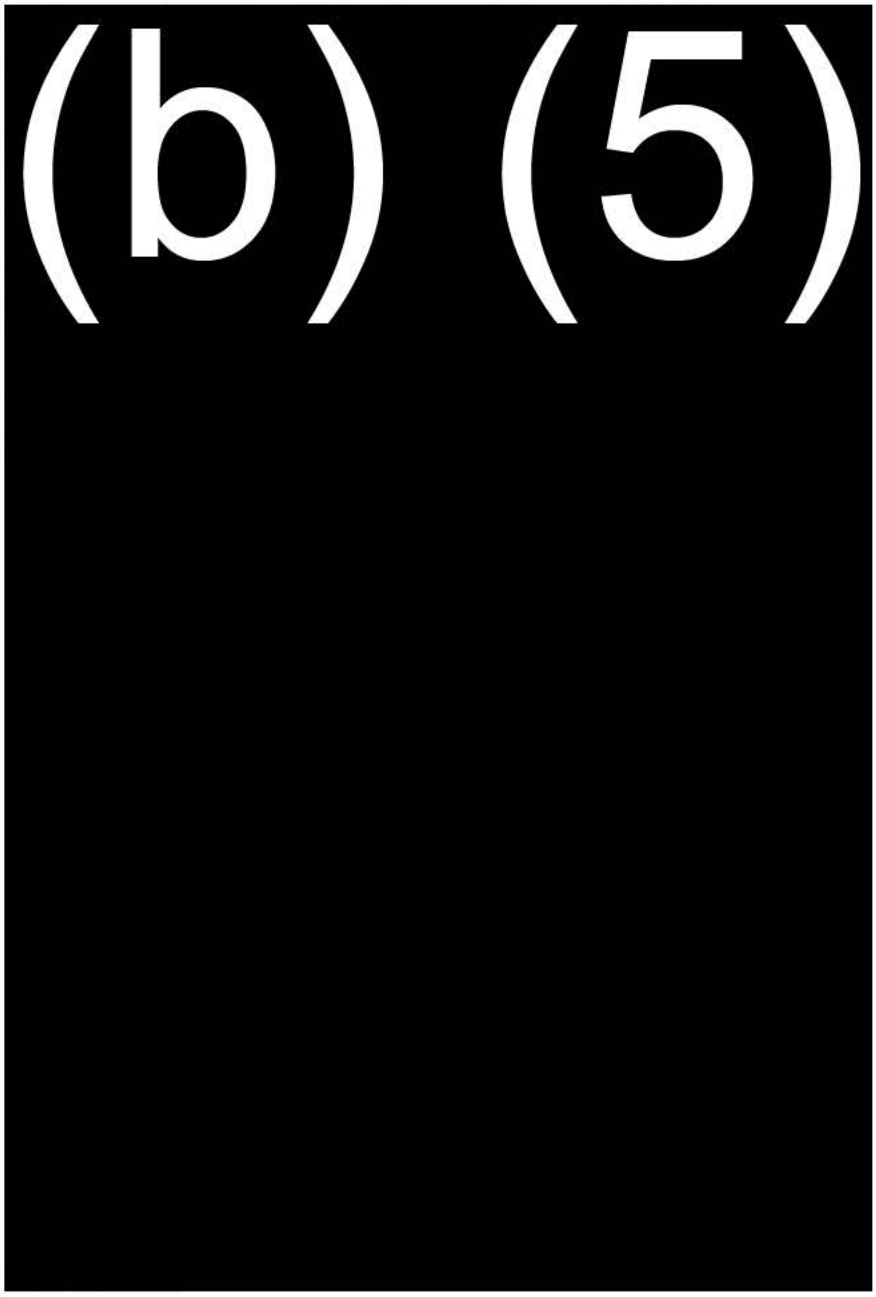
From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 11:22 AM
To: Hart, Rosemary (OLC) <(b) (6)>; (b) (6) (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) -- PLEASE READ

(b) (5)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 10:47 AM

To: Hart, Rosemary (OLC) <(b) (6)>; (b) (6) (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) -- PLEASE READ

That could work, I think. (b) (5)



From: Hart, Rosemary (OLC)
Sent: Tuesday, January 17, 2017 10:45 AM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) -- PLEASE READ

(b) (5) See what we can come up to make this work. (b) (5)

[redacted]

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 10:43 AM
To: Hart, Rosemary (OLC) <(b) (6)>; (b) (6) (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) -- PLEASE READ

I see. OK.

I'll see what I can find.

(b) (5)

From: Hart, Rosemary (OLC)
Sent: Tuesday, January 17, 2017 10:37 AM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) -- PLEASE READ

(b) (6); (b) (5)

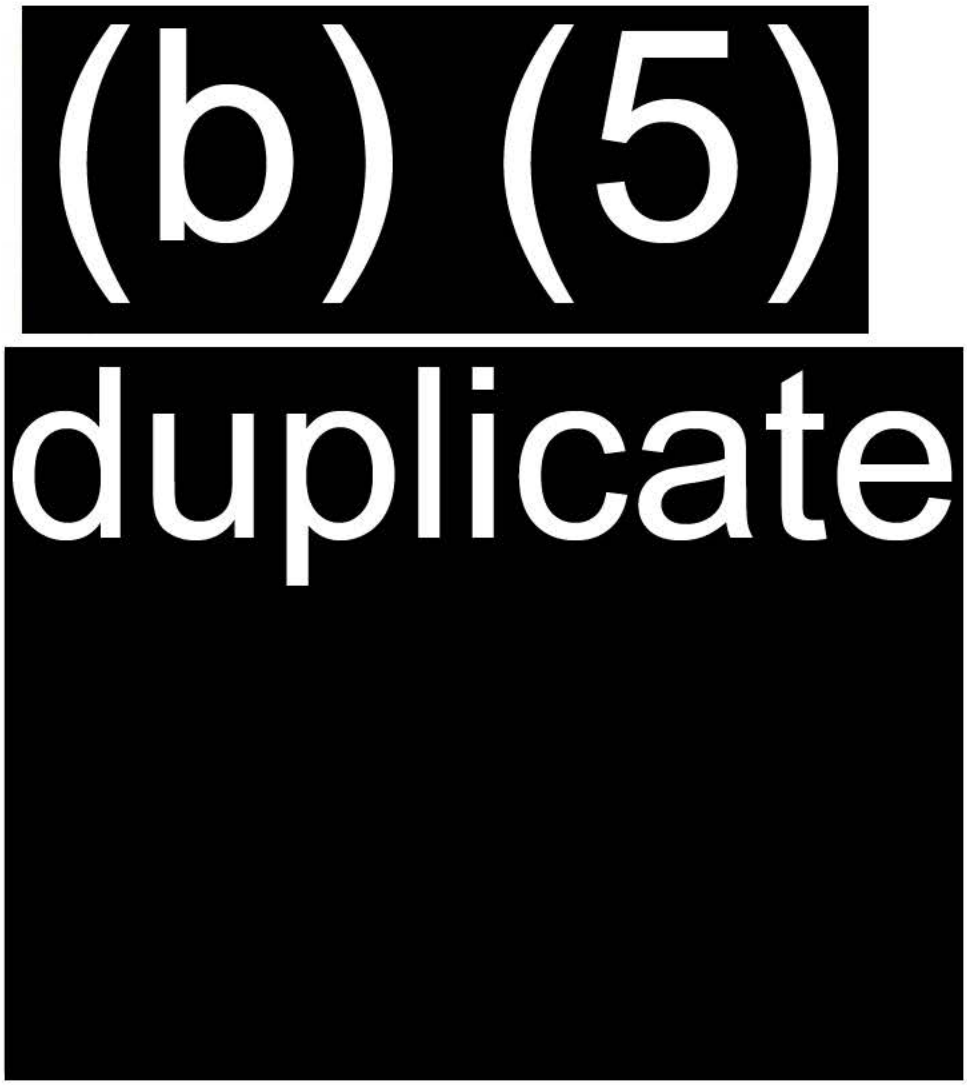
[redacted]

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 10:28 AM
To: Hart, Rosemary (OLC) <(b) (6)>; (b) (6) (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) - PLEASE READ

I can try to look into this, (b) (5)

(b) (5)

[redacted]


(b) (5)
duplicate

(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 12:26 PM
To: (b) (6) (OLC)
Subject: RE: (b) (5) -- PLEASE READ

I believe (b) (6) wrote the comment, so I'm sure he would know.

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 12:25 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) - PLEASE READ

From something (b) (6) sent me earlier:

(b) (6) If you need a sample comment, here's one of (b) (6) s that might be helpful:

(b) (5)

From: (b) (6) (OLC)

Sent: Tuesday, January 17, 2017 12:24 PM
To: (b) (6) (OLC) <(b) (6)>
Subject: Re: (b) (5) -- PLEASE READ

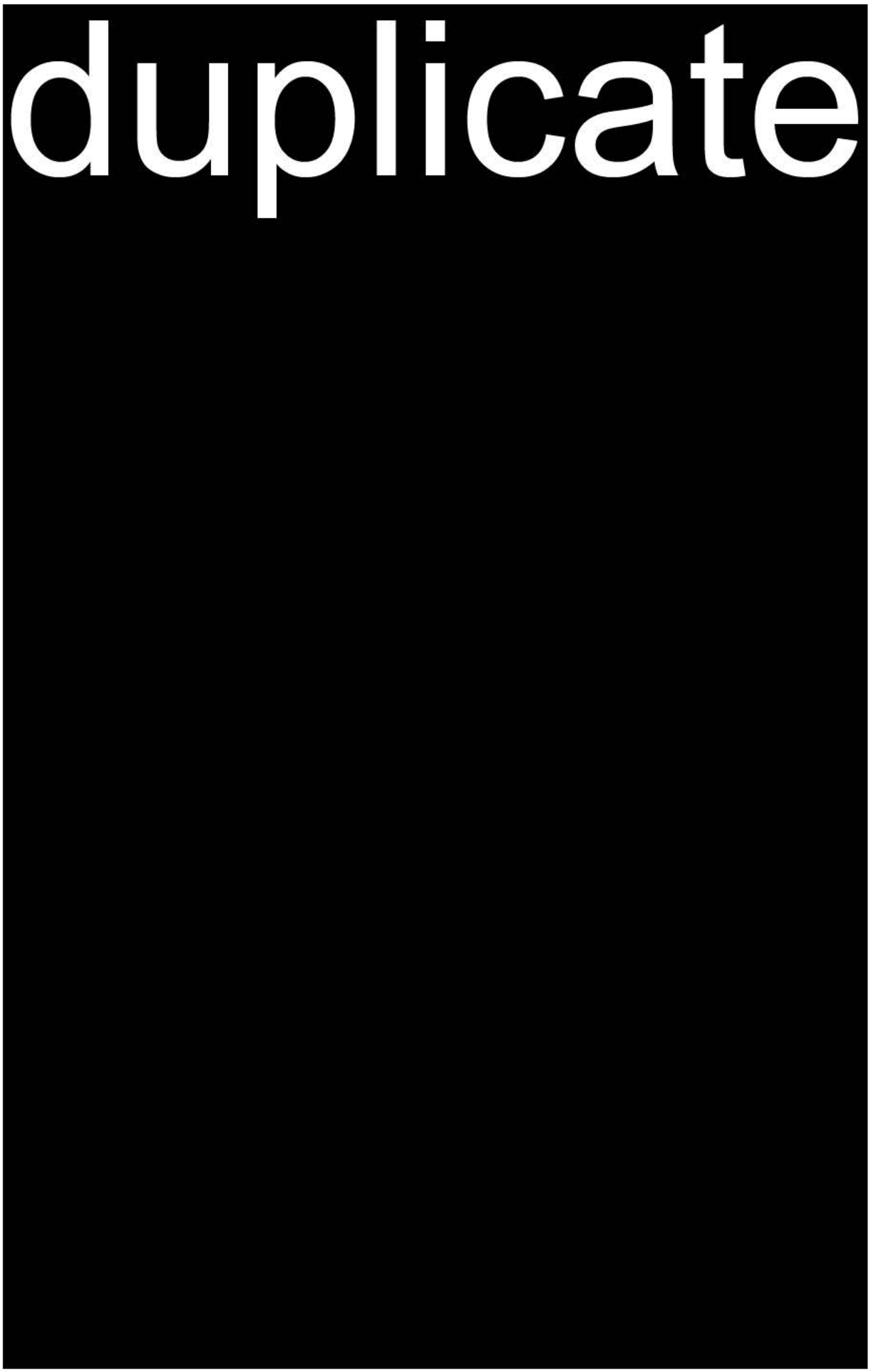
Is there a cite for (b) (5) I should look at?

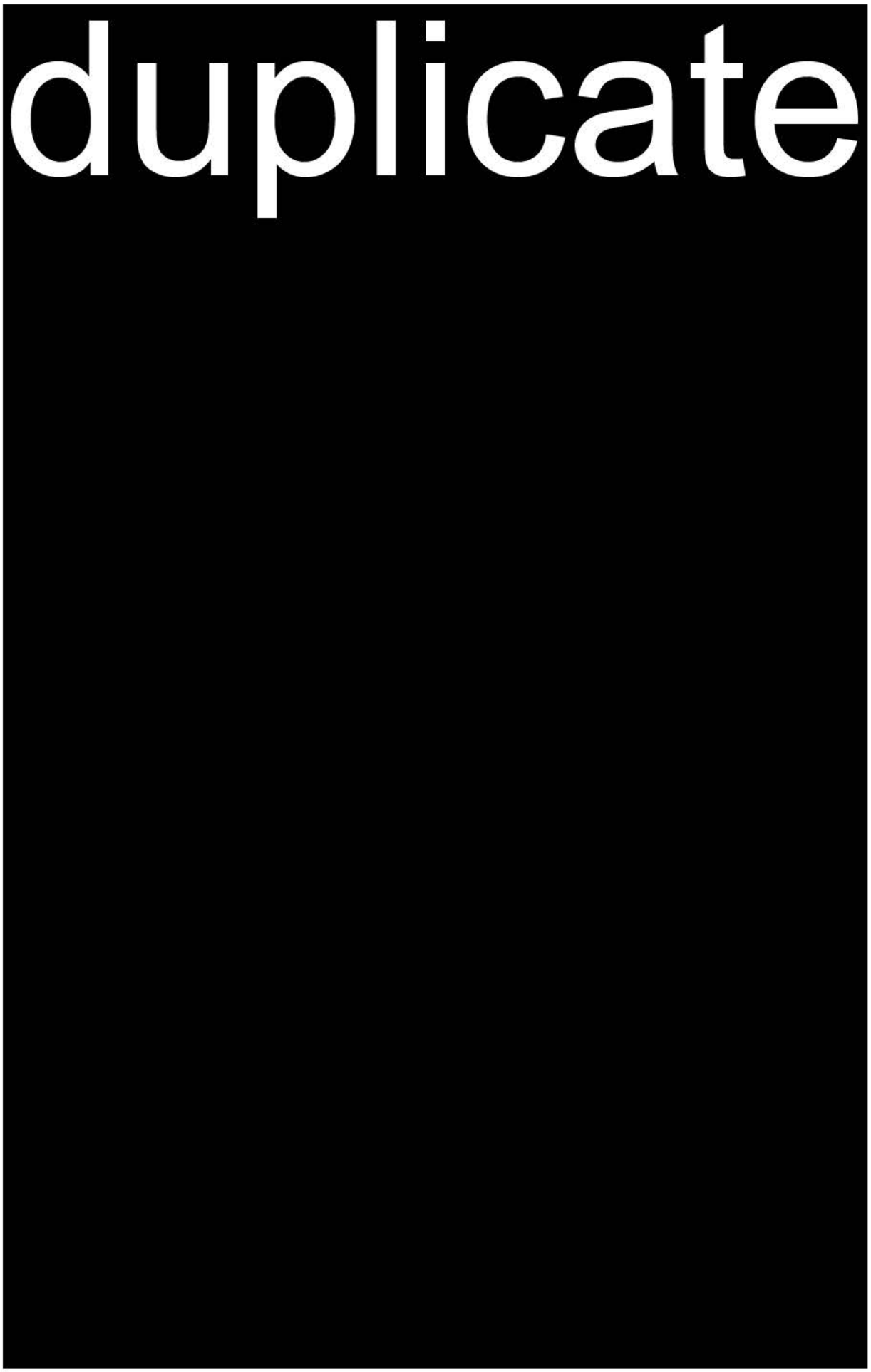
(b) (6)
Attorney-Adviser
Office of Legal Counsel
(b) (6)

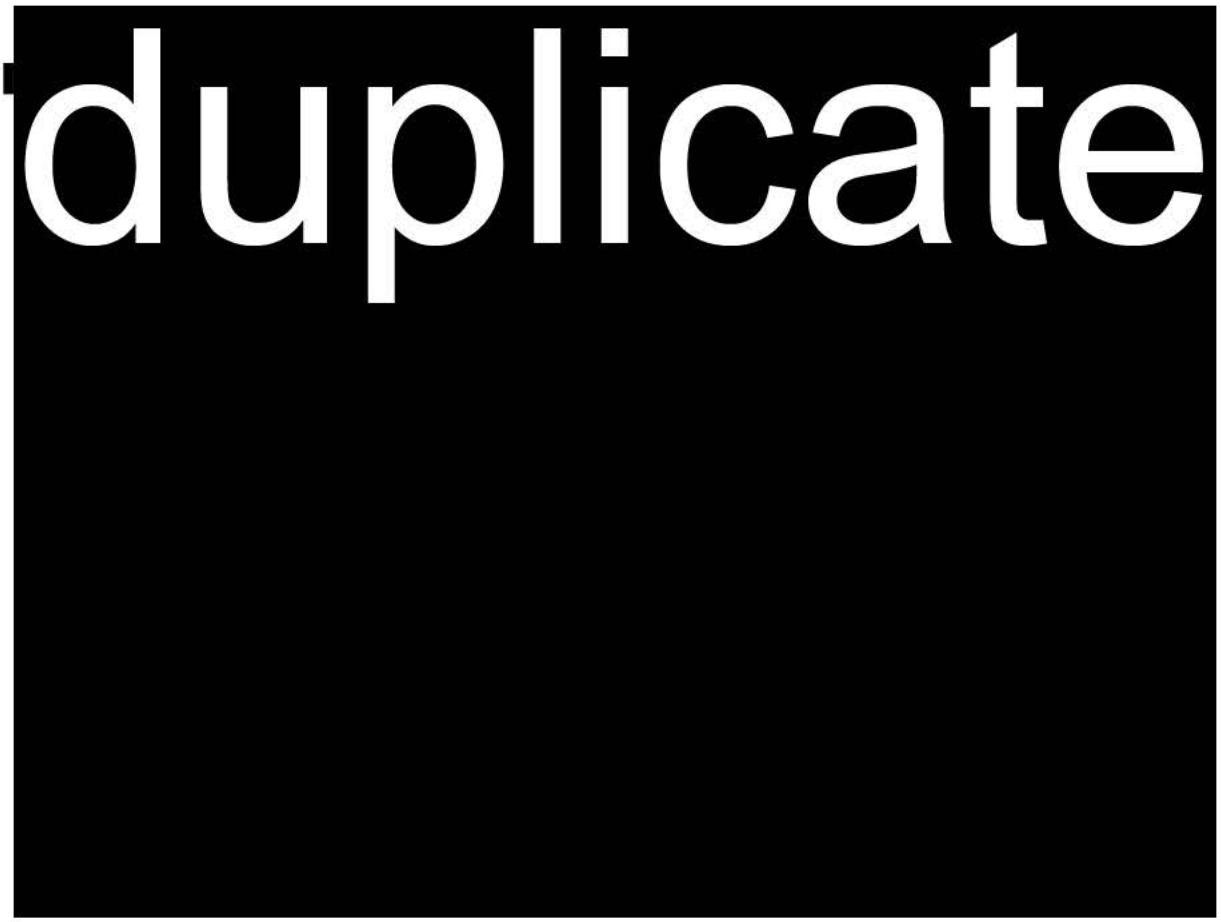
On Jan 17, 2017, at 12:22 PM, (b) (6) (OLC) <(b) (6)> wrote:

> But, yeah, feel free to call me when you are free at (b) (6)

duplicate







(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 12:53 PM
To: (b) (6) (OLC)
Subject: RE: (b) (5) -- PLEASE READ

Let's talk. I chatted with (b) (6).

(b) (5)

But, I think might be easier to talk about this on the phone, or for you to discuss with (b) (6) in person and explain the actual issue we are dealing with. There does seem something different here in that the (b) (5)

From: (b) (6) OLC)
Sent: Tuesday, January 17, 2017 12:36 PM
To: (b) (6) (OLC) < (b) (6) >
Subject: Re: (b) (5) -- PLEASE READ

I would just ask him the question generally-- (b) (5)

(b) (6)
Attorney-Adviser
Office of Legal Counsel
(b) (6)

On Jan 17, 2017, at 12:32 PM, (b) (6) (OLC) < (b) (6) > wrote:

> Sorry, what do you want me to ask? (b) (5)
>
> Can we discuss this EO with him? I'm still not sure how close hold this all is.
>
> **From:** (b) (6) (OLC)
> **Sent:** Tuesday, January 17, 2017 12:28 PM
> **To:** (b) (6) (OLC) < (b) (6) >
> **Subject:** Re: (b) (5) - PLEASE READ
>
> (b) (5)
> Can you ask (b) (6)?
>
> (b) (6)

duplicate

duplicate

duplicate

duplicate

duplicate

duplicate

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Tuesday, January 17, 2017 1:29 PM
To: [redacted] (OLC)
Subject: RE: [redacted] -- PLEASE READ

Oh no!

From: [redacted] (OLC)
Sent: Tuesday, January 17, 2017 1:28 PM
To: [redacted] (OLC) <[redacted]>
Subject: RE: [redacted] -- PLEASE READ

Ack! I have [redacted] with a similar problem!

From: [redacted] (OLC)
Sent: Tuesday, January 17, 2017 1:26 PM
To: [redacted] (OLC) <[redacted]>
Subject: RE: [redacted] - PLEASE READ

Got it. Right.

From: [redacted] (OLC)
Sent: Tuesday, January 17, 2017 1:25 PM
To: [redacted] (OLC) <[redacted]>
Subject: RE: [redacted] - PLEASE READ

Yes, please! [redacted]

From: [redacted] (OLC)
Sent: Tuesday, January 17, 2017 1:24 PM
To: [redacted] (OLC) <[redacted]>
Subject: RE: [redacted] -- PLEASE READ

I can send them [redacted]

Sorry, we should send them [redacted] or not?

From: [redacted] (OLC)
Sent: Tuesday, January 17, 2017 1:23 PM
To: [redacted] (OLC) <[redacted]>
Subject: RE: [redacted] -- PLEASE READ

Do you want me to draft an email to them or do you want to? I want to send them [redacted] After I'm off my call, perhaps [redacted] and I could give you a call from his office?

From: [redacted] (OLC)

Sent: Tuesday, January 17, 2017 1:03 PM
To: (b) (6) OLC) <(b) (6)>; Hart, Rosemary (OLC) <(b) (6)>
Subject: RE: (b) (5) -- PLEASE READ

(b) (5)
I'm not very familiar with that issue, but I figured (b) (6) would know—(b) (6) might as well.

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 1:01 PM
To: (b) (6) (OLC) <(b) (6)>; Hart, Rosemary (OLC) <(b) (6)>
Subject: RE: (b) (5) - PLEASE READ

(b) (5)
Can we loop in (b) (6) on this issue?

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 12:57 PM
To: Hart, Rosemary (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) -- PLEASE READ

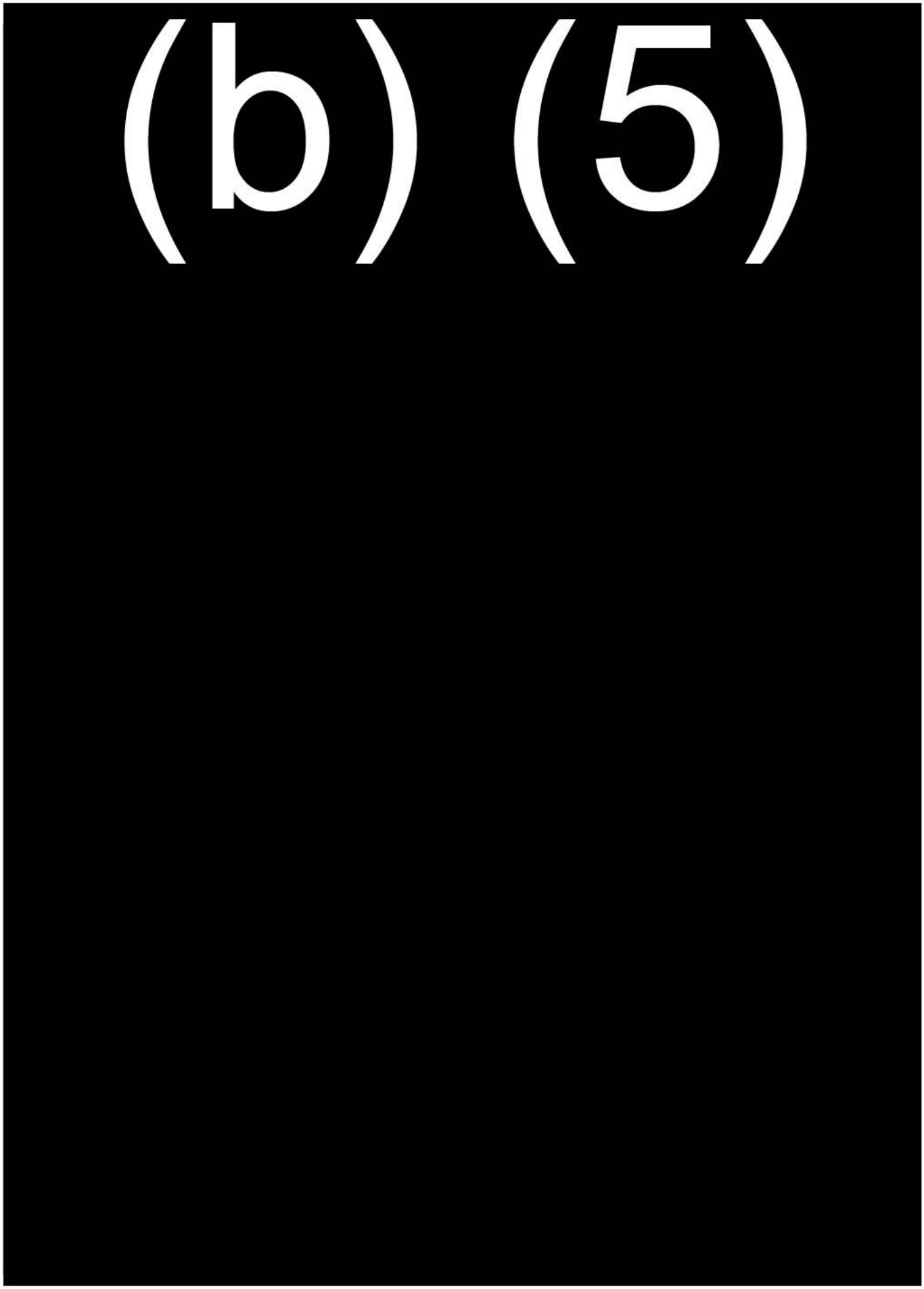
(b) (5)

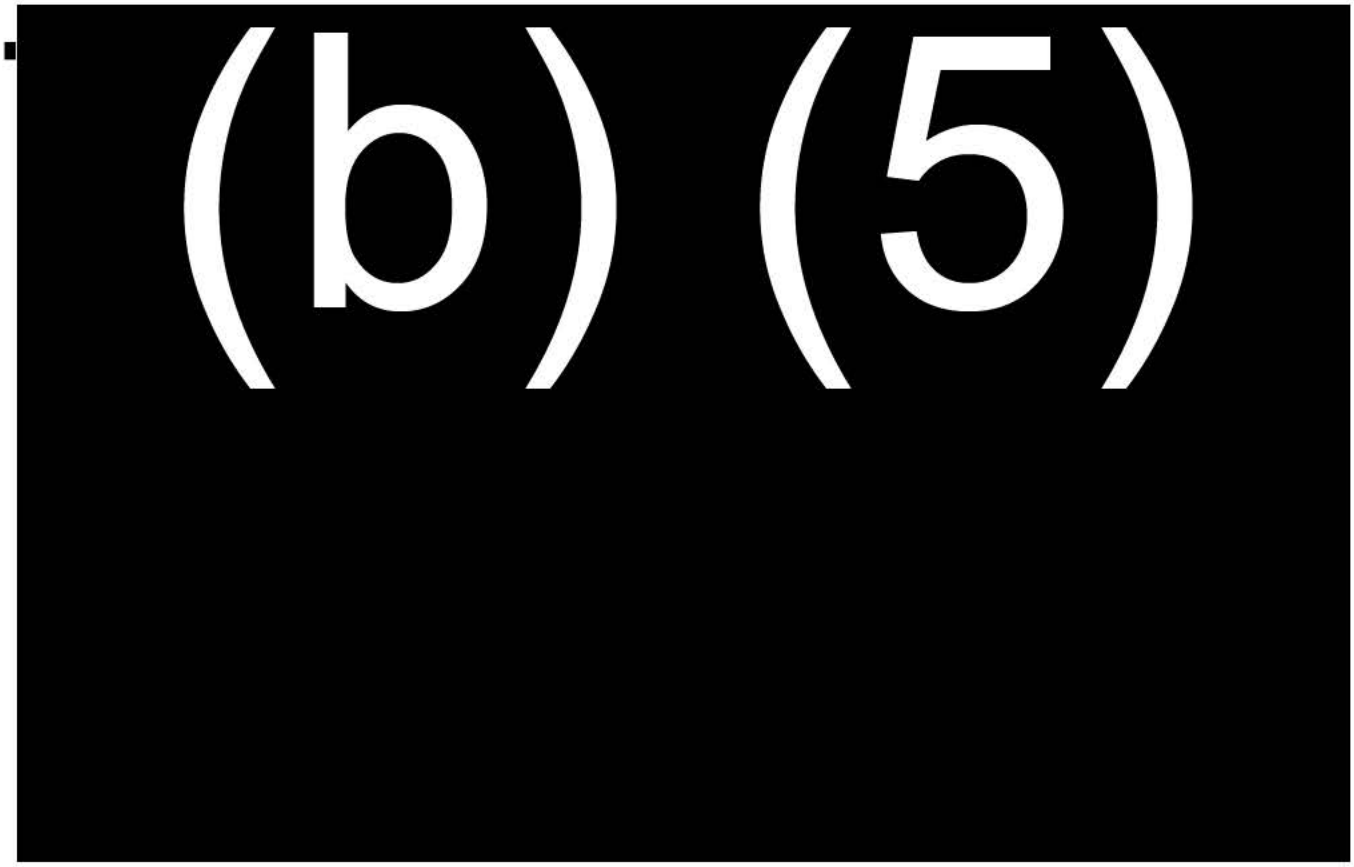
From: Hart, Rosemary (OLC)
Sent: Tuesday, January 17, 2017 12:49 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) - PLEASE READ

OK. Spoke quickly with Dan. (b) (5)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 11:49 AM
To: Hart, Rosemary (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) -- PLEASE READ

(b) (5)


(b) (5)



From: Hart, Rosemary (OLC)
Sent: Tuesday, January 17, 2017 11:35 AM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) - PLEASE READ

I was wondering that, too.

From: (b) (6) OLC)
Sent: Tuesday, January 17, 2017 11:25 AM
To: (b) (6) OLC) <(b) (6)>
Cc: Hart, Rosemary (OLC) <(b) (6)>
Subject: Re: (b) (5) - PLEASE READ

(b) (6)--
(b) (5)
Could you see if you could find out anything about (b) (5)
?

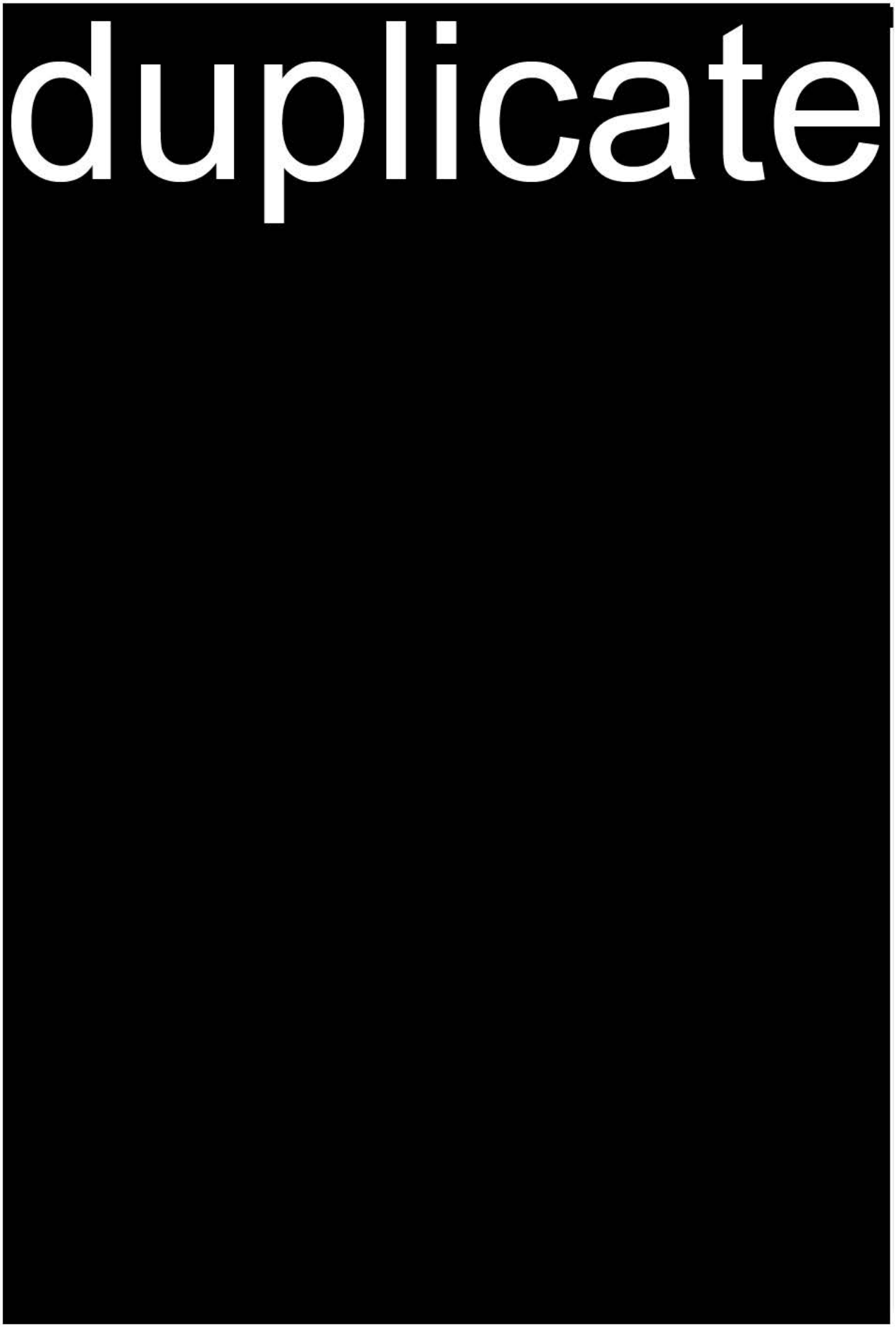
(b) (6)
Attorney-Adviser
Office of Legal Counsel
(b) (6)

On Jan 17, 2017, at 11:22 AM, (b) (6) (OLC) <(b) (6)> wrote:

(b) (5)

(b) (5)

duplicate



(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 2:21 PM
To: (b) (6) ; (b) (6) (OLC)
Cc: (b) (6) (OLC)
Subject: RE: (b) (5) question for you

(b) (5)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 1:32 PM
To: (b) (6) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Cc: (b) (6) OLC) <(b) (6)>
Subject: (b) (5) question for you

(b) (6) and (b) (6),

We have (b) (5) question that we would love your views on.

Basically, the question is (b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5)

From: Hart, Rosemary (OLC)
Sent: Tuesday, January 17, 2017 1:22 PM
To: (b) (6) OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) - PLEASE READ

Sure, loop him in. And (b) (6) too.

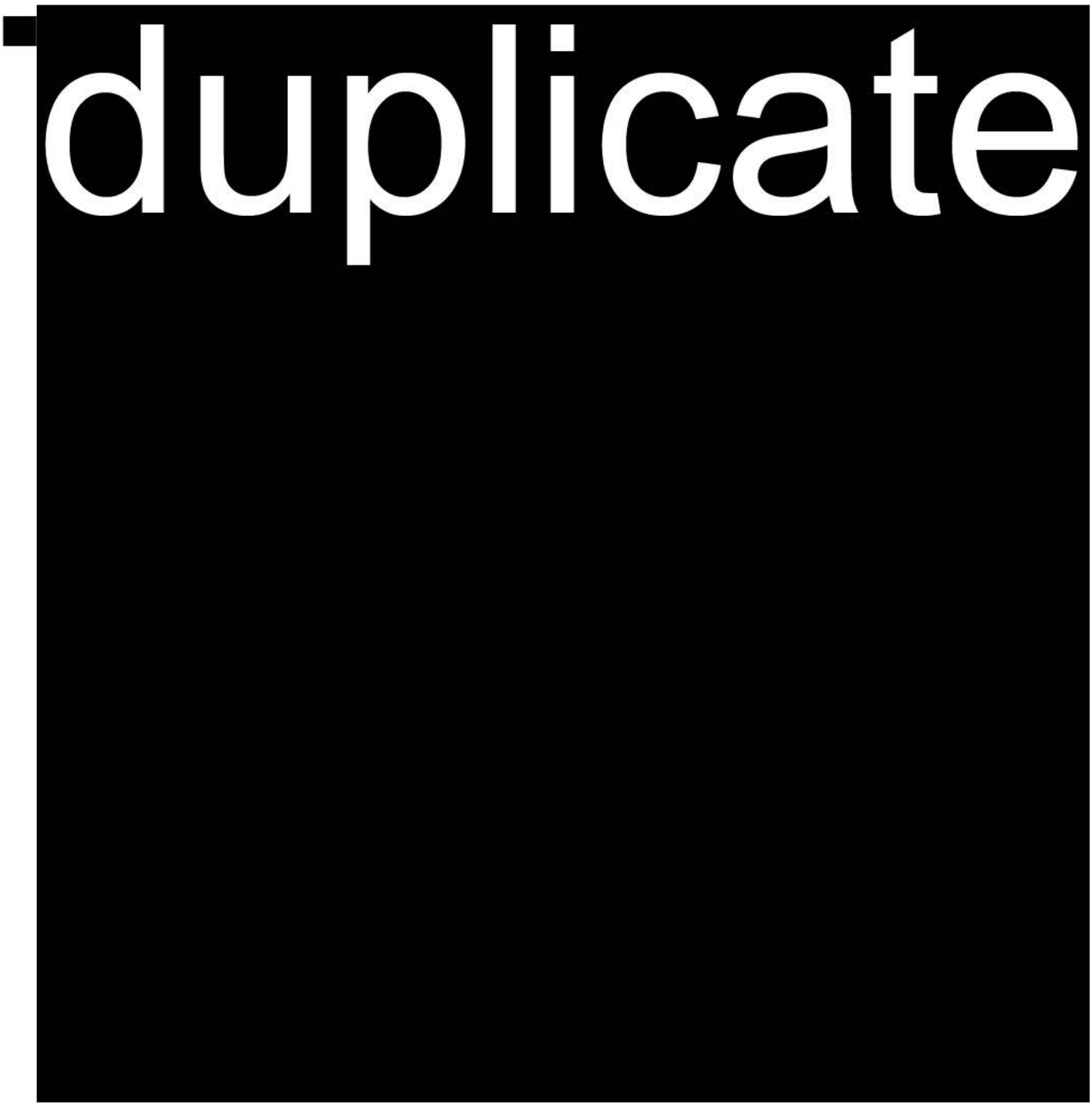
duplicate

duplicate

duplicate

duplicate

duplicate



(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:14 PM
To: (b) (6) (OLC); (b) (6)
Cc: (b) (6) (OLC)
Subject: RE: (b) (5) question for you

(b) (5)

(b) (5)

Tremendous thanks, (b) (6) for your help on all this.

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:08 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) <(b) (6)>
Cc: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) question for you

Short answer: (b) (5)

Long answer:

(b) (5)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 2:38 PM
To: (b) (6) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Cc: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) question for you

This is super helpful. Thank you!

Can I ask, however, (b) (5)

(b) (5)

From: (b) (6)
Sent: Tuesday, January 17, 2017 2:30 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Cc: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) question for you

I was in the middle of an email saying that (b) (6) would be in a much better position than me to answer, but that it seemed like (b) (5) So count this as a "me too," with gratitude that we have an in-house (b) (5) wizard.

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 2:25 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) <(b) (6)>
Cc: (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) question for you

What follows is my quick take.

(b) (5)

(b) (5)

(b) (5)

duplicate

duplicate

duplicate

duplicate

duplicate

duplicate

duplicate

duplicate

(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:54 PM
To: (b) (6) (OLC); (b) (6) (OLC); (b) (6) (OLC); (b) (6)
Subject: RE: (b) (5) question for you

OK; I'm going to send it on.

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:53 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) <(b) (6)>
Subject: RE: (b) (5) question for you

This works from my perspective.

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:47 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) question for you

To accommodate (b) (5)
we could add the following ((b) (5)):

(b) (5)

Although, this makes it more cumbersome.

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:44 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) question for you

I like (b) (6) 's approach also because (b) (5)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:43 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) (b) (6) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) question for you

I like the simpler version. Works for me

I like the simpler version. Works for me.

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:42 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) question for you

(b) (5) I wonder if we could just state something like the following:

(b) (5)

(b) (5)

(b) (5)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:32 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) (b) (6) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) question for you

So I've drafted (b) (5) If you all are ok, I'll send it on to Rosemary.

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:15 PM
To: (b) (6) OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) <(b) (6)>
Subject: RE: (b) (5) question for you

That is correct. (b) (5)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:08 PM
To: (b) (6) OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) <(b) (6)>
Subject: RE: (b) (5) question for you

Sounds good. (b) (5)

(b) (5)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:05 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) (b) (6) <(b) (6)>
Subject: RE: (b) (5) question for you

(b) (6) and I are thinking (b) (5). I'm going to try to draft some placeholder language on this.

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 2:56 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) <(b) (6)>
Subject: RE: (b) (5) question for you

I did find this from (b) (5)

(b) (5)

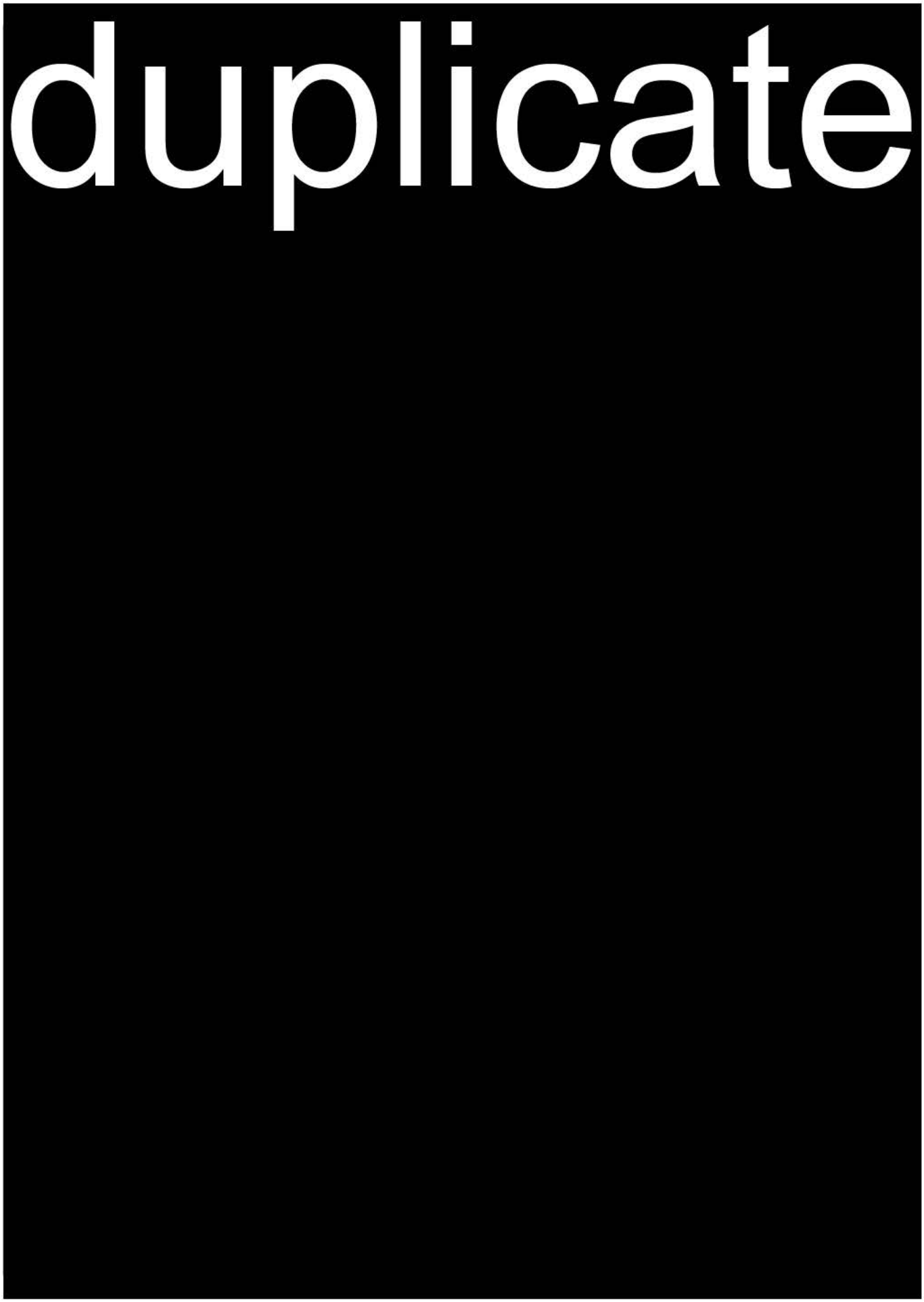
From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 2:51 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) <(b) (6)>
Subject: RE: (b) (5) question for you

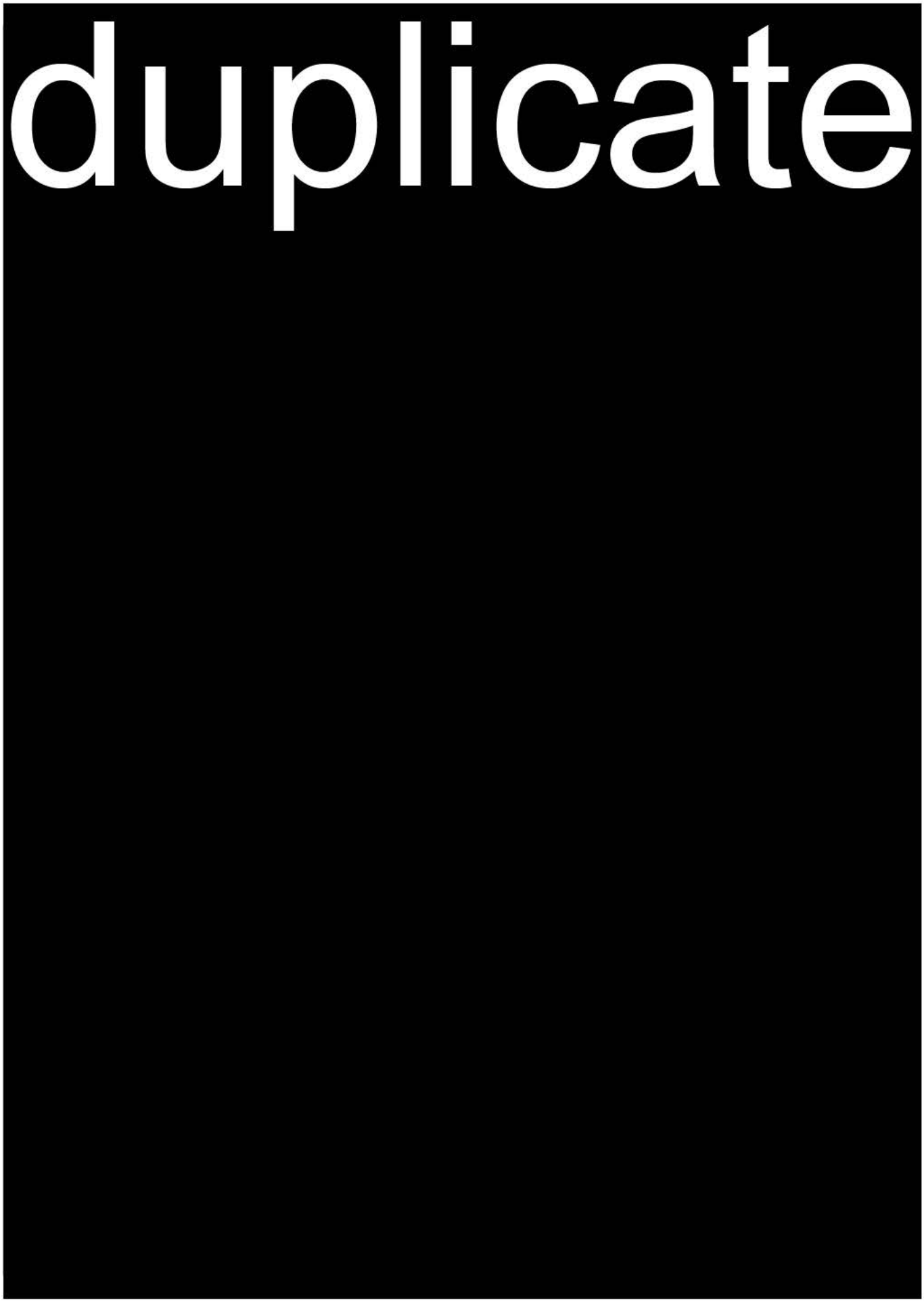
No, it isn't working for me either, and it wasn't working for (b) (6) this morning.

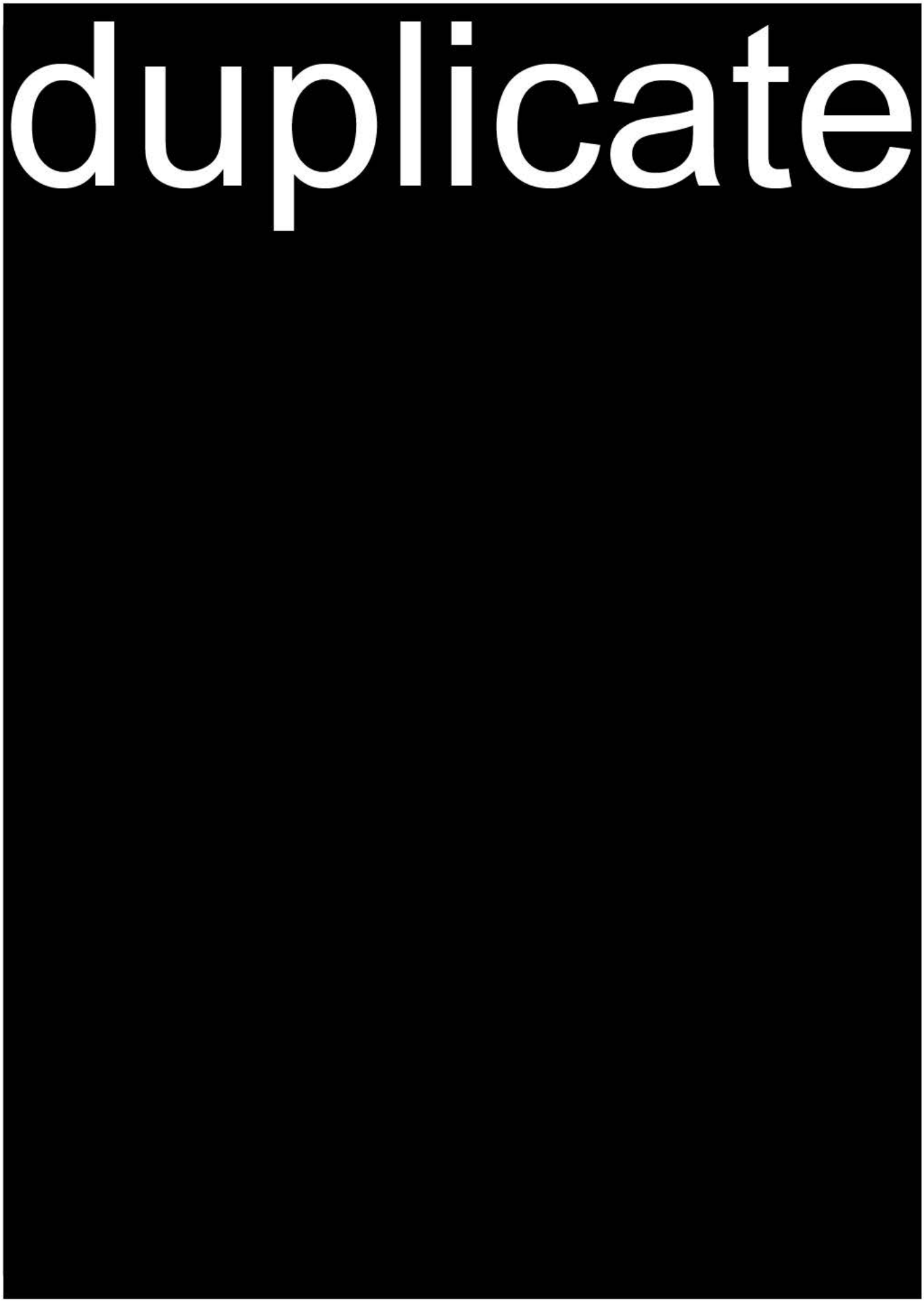
From: (b) (6) OLC)
Sent: Tuesday, January 17, 2017 2:50 PM
To: (b) (6) (OLC) <(b) (6)>; (b) (6) <(b) (6)>; (b) (6) (OLC) <(b) (6)>
Subject: RE: (b) (5) question for you

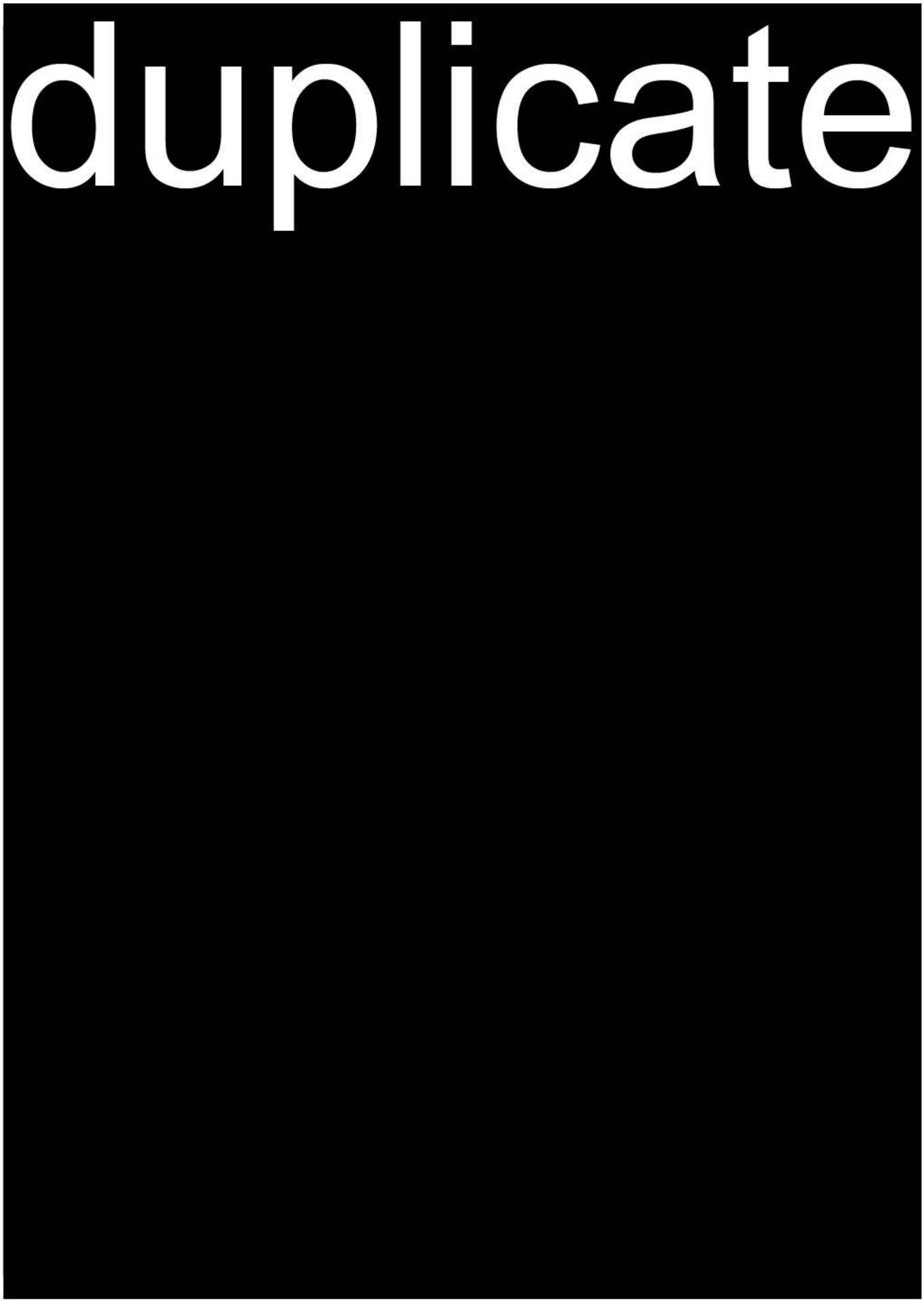
Am I the only one for whom Perceptive Search is not working?

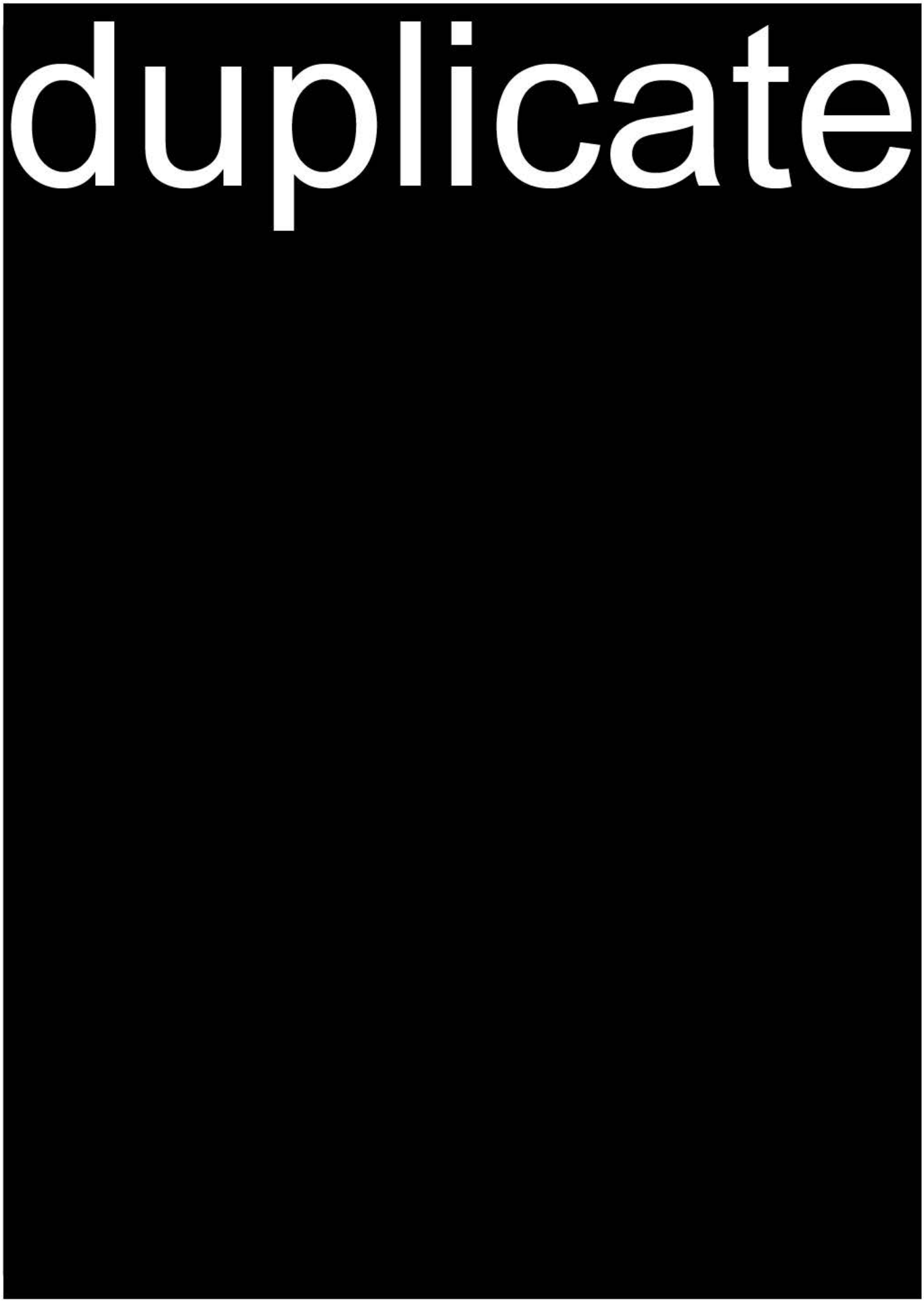
duplicate

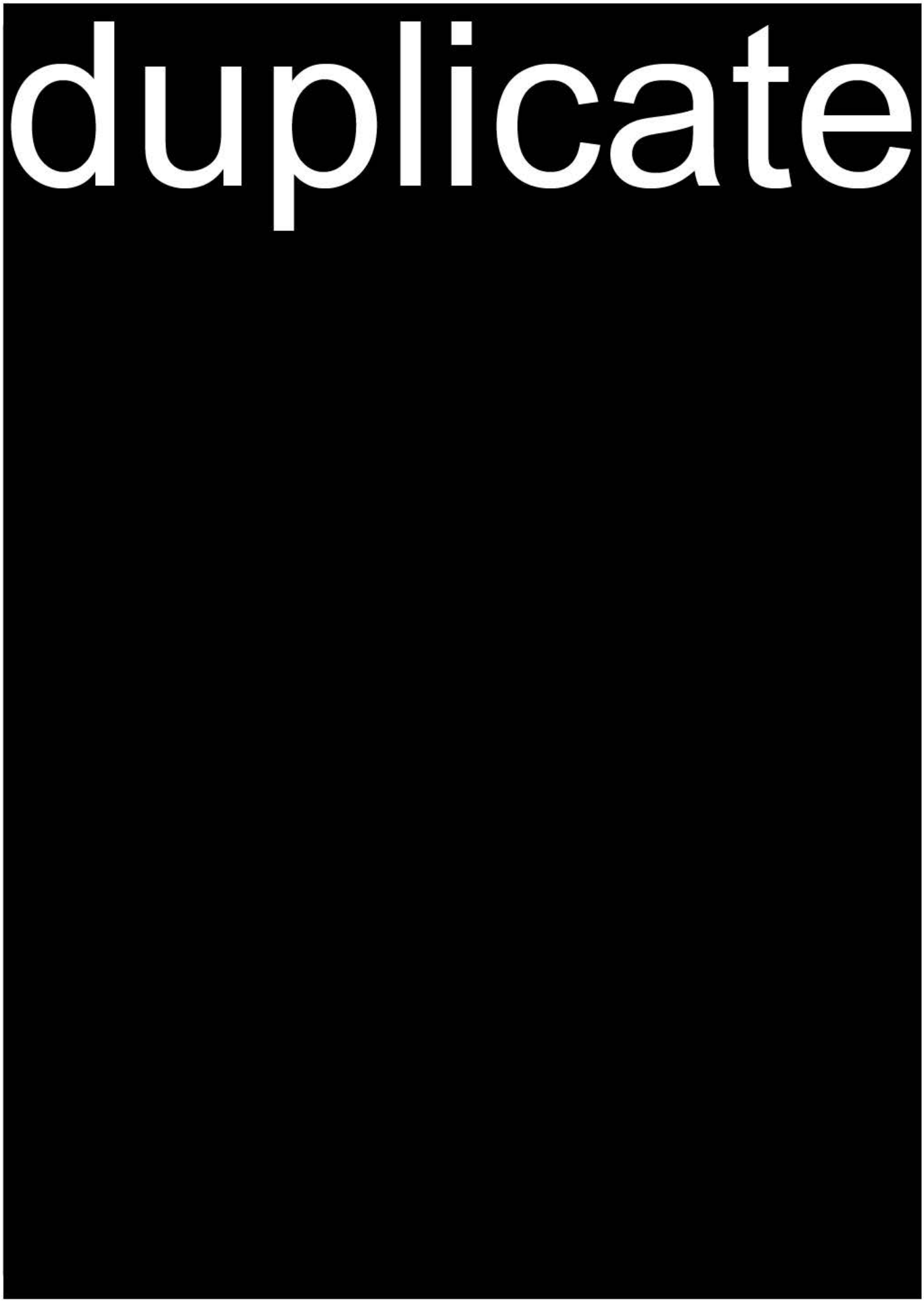


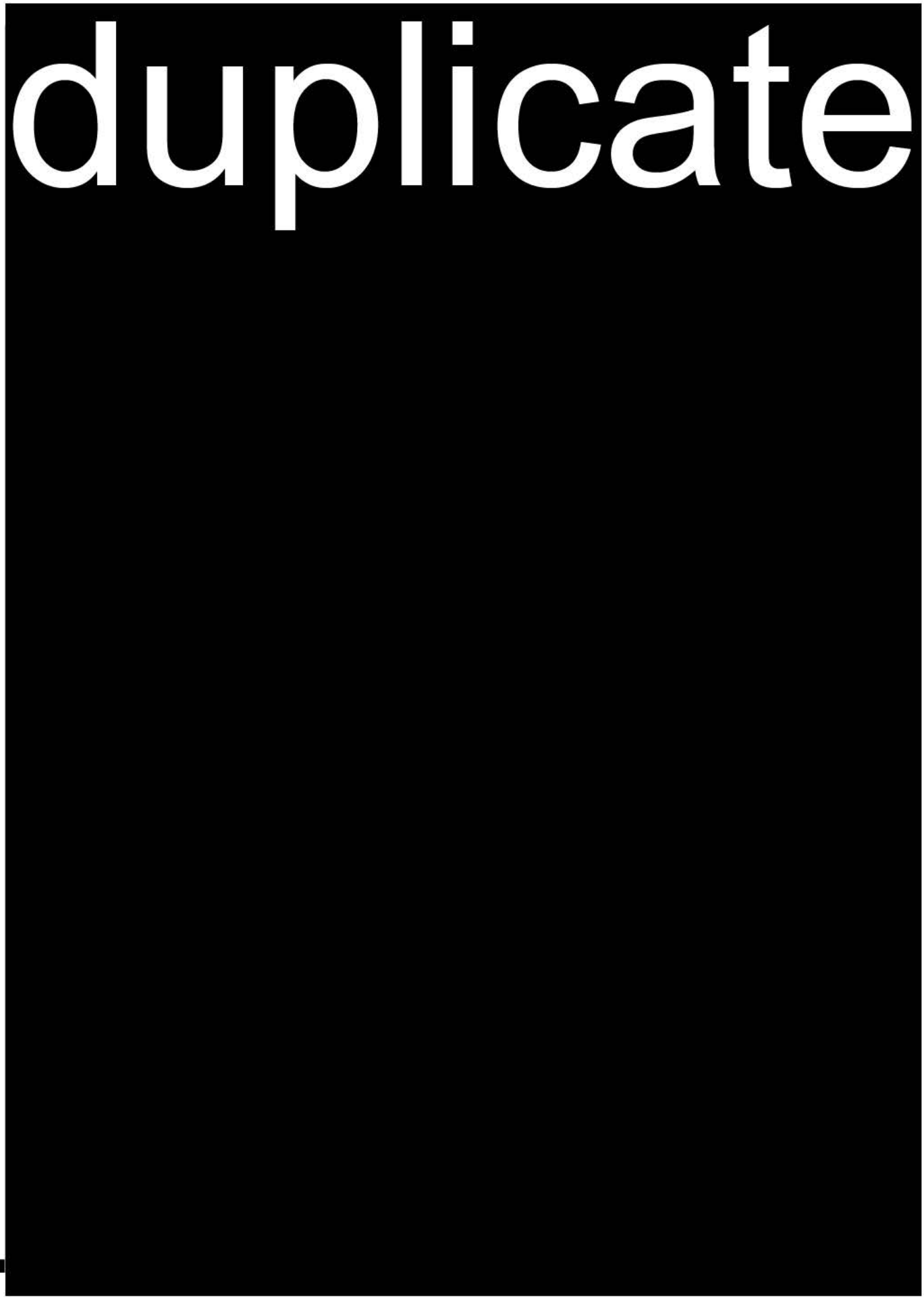


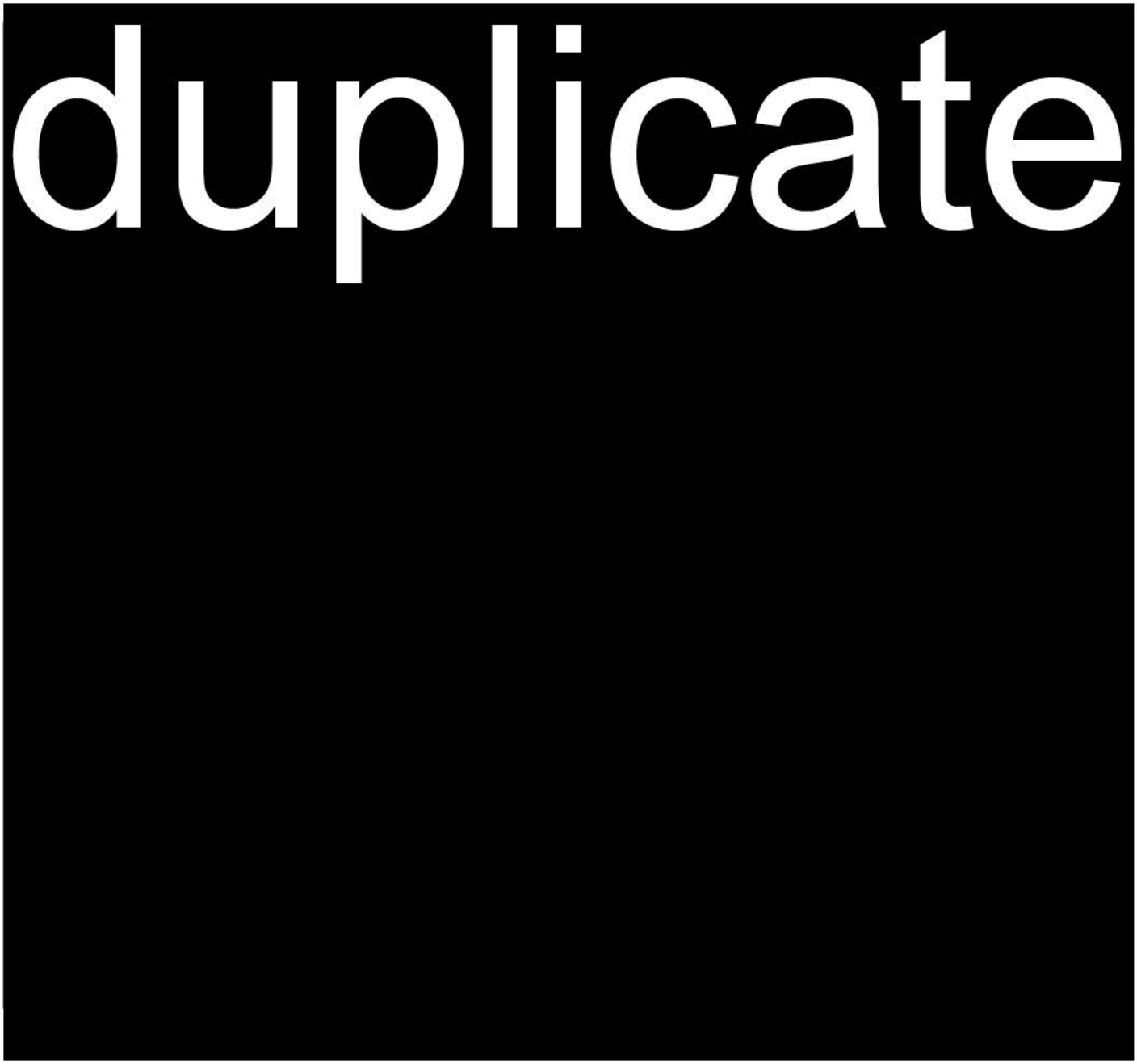












(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:57 PM
To: Hart, Rosemary (OLC)
Subject: (b) (5)
Attachments: (b) (5) --Near Final (1.16.16)+(b) (6) 730pm +(b) (6) 1.17).docx

With thanks to (b) (6), we've proposed a solution to run by Steve. (b) (5)
(b) (5)

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Tuesday, January 17, 2017 4:07 PM
To: Hart, Rosemary (OLC); [redacted]
Subject: [redacted] F&L
Attachments: [redacted]-Near Final (1.16.16)+[redacted]730pm +[redacted]1.17).docx; [redacted]
[redacted] (1-17-2017)+[redacted]+rh.docx

(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 4:25 PM
To: (b) (6)
Subject: (b) (5) notes etc.

(b) (5)

https:// (b) (5)

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Tuesday, January 17, 2017 6:12 PM
To: (b) (6) (OLC)
Subject: RE: (b) (5)

Looking at this now.

From: (b) (6) (OLC)
Sent: Tuesday, January 17, 2017 3:57 PM
To: Hart, Rosemary (OLC) < (b) (6) >
Subject: (b) (5)

duplicate

Gannon, Curtis (OSG)

From: Gannon, Curtis (OSG)
Sent: Tuesday, January 17, 2017 8:48 PM
To: Hart, Rosemary (OLC)
Subject: RE: Signing schedule

Even better!

From: Hart, Rosemary (OLC)
Sent: Tuesday, January 17, 2017 8:48 PM
To: Gannon, Curtis (OSG) <(b) (6)>
Subject: RE: Signing schedule

And they will follow up (b) (5)

From: Gannon, Curtis (OSG)
Sent: Tuesday, January 17, 2017 8:47 PM
To: Hart, Rosemary (OLC) <(b) (6)>
Subject: RE: Signing schedule

Excellent. Thanks!

From: Hart, Rosemary (OLC)
Sent: Tuesday, January 17, 2017 8:43 PM
To: Gannon, Curtis (OSG) <(b) (6)>
Subject: Signing schedule

Just got off a long call with Steve and Scott. We now have a list re: issuance plan for the first week. This will help us focus our resources during the next several days.

Note: We only issue paperwork for the EOs, but we approve via email on all the others. I've highlighted the EOs for the first couple of days. Need to turn to more immediate stuff, but will send you an update later tonight or tomorrow.

Friday:

(b) (5)

(b) (5)

(b) (5)

Monday

(b) (5)

Tuesday: (b) (5)

(b) (5)

Wednesday: (b) (5)

(b) (5)

Thursday: (b) (5)

Friday: (b) (5)

(b) (5)

Monday: (b) (5)

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Wednesday, January 18, 2017 10:10 AM
To: Hart, Rosemary (OLC)
Subject: RE: [redacted]
Attachments: [redacted]--Near Final (1.16.16)+[redacted]730pm +[redacted](1.18).docx

[redacted]

From: [redacted] (OLC)
Sent: Tuesday, January 17, 2017 3:57 PM
To: Hart, Rosemary (OLC) <[redacted]>
Subject: [redacted]

[redacted]

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Wednesday, January 18, 2017 10:33 AM
To: Hart, Rosemary (OLC)
Subject: RE: [redacted]--Near Final (1.16.16)+[redacted]730pm +[redacted]1.18) + rh
Attachments: [redacted]--Near Final (1.16.16)+[redacted]730pm +[redacted](1.18) + rh.docx

[redacted]

From: Hart, Rosemary (OLC)
Sent: Wednesday, January 18, 2017 10:30 AM
To: [redacted] (OLC) <[redacted]>
Subject: [redacted]-Near Final (1.16.16)+[redacted]730pm +[redacted]1.18) + rh

Looks good. See my tweaks to [redacted] Accurate? Please edit as necessary.

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Wednesday, January 18, 2017 1:27 PM
To: Gannon, Curtis (OSG)
Subject: RE: [redacted] (b) (5) [redacted]--Near Final (1.16.16) + OLC (1 18 2017)

Will do. Thanks for responding.

From: Gannon, Curtis (OSG)
Sent: Wednesday, January 18, 2017 1:22 PM
To: Hart, Rosemary (OLC) <[redacted] (b) (6) [redacted]>
Subject: Re: [redacted] (b) (5) [redacted]--Near Final (1.16.16) + OLC (1 18 2017)

And I won't have more time to look at it this afternoon, so please proceed as you see fit with Steve. (I'm on my way to his office to interview a DAAG candidate.)

On Jan 18, 2017, at 1:18 PM, Gannon, Curtis (OSG) <[redacted] (b) (6) [redacted]> wrote:

> Thanks, Rosemary. I haven't done any research, but your proposal makes sense to me.
>
> On Jan 18, 2017, at 10:45 AM, Hart, Rosemary (OLC) <[redacted] (b) (6) [redacted]> wrote:
>
> > Curtis: As discussed, [redacted] (b) (5) [redacted] Do you want to take a look at this? If so, see page 4 of this document. Or we can just go ahead.
> >
> > [redacted] (b) (5) [redacted]
> >
> > Let me know what you feel comfortable doing on this.
> >
> > Thanks,
> > Rosemary
> > <[redacted] (b) (5) [redacted]--Near Final (1.16.16) + OLC (1 18 2017).docx>

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Wednesday, January 18, 2017 1:28 PM
To: Gannon, Curtis (OSG)
Subject: RE: (b) (5) --Near Final (1.16.16) + OLC (1 18 2017)

thanks

From: Gannon, Curtis (OSG)
Sent: Wednesday, January 18, 2017 1:18 PM
To: Hart, Rosemary (OLC) <(b) (6)
Subject: Re: (b) (5) -Near Final (1.16.16) + OLC (1 18 2017)

duplicate

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Wednesday, January 18, 2017 1:29 PM
To: [redacted]
Cc: Hart, Rosemary (OLC)
Subject: F&Ls
Attachments: EO Form and Legality -- [redacted].docx; EO Form and Legality -- [redacted].docx; EO Form and Legality -- [redacted].docx; [redacted].docx; [redacted].docx; [redacted].docx; [redacted].docx; [redacted].docx

I think, but am not sure, that this is all my remaining F&Ls except the one on [redacted] If I'm missing any, please let me know.

(b) (6)

From: (b) (6)
Sent: Wednesday, January 18, 2017 1:34 PM
To: (b) (6) (OLC)
Subject: RE: F&Ls

Awesome—thanks very much!

From: (b) (6) (OLC)
Sent: Wednesday, January 18, 2017 1:29 PM
To: (b) (6) <(b) (6)>
Cc: Hart, Rosemary (OLC) <(b) (6)>
Subject: F&Ls

duplicate

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Wednesday, January 18, 2017 1:50 PM
To: Hart, Rosemary (OLC)
Subject: RE: [redacted]-Near Final (1.16.16)+[redacted]730pm +[redacted]1.18) + rh
Attachments: [redacted]-Near Final (1.16.16)+[redacted]730pm +[redacted]1.18) + rh+[redacted]145p).docx

Getting closer, I hope!

From: Hart, Rosemary (OLC)
Sent: Wednesday, January 18, 2017 10:30 AM
To: [redacted] (OLC) < [redacted] >
Subject: [redacted]-Near Final (1.16.16)+[redacted]730pm +[redacted]1.18) + rh

[redacted]duplicate

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Wednesday, January 18, 2017 2:17 PM
To: Hart, Rosemary (OLC)
Subject: RE: [redacted]--Near Final (1.16.16)+[redacted]730pm +[redacted]1.18) + rh+[redacted]145p)
Attachments: [redacted]-Near Final (1.16.16)+[redacted]730pm +[redacted]1.18) + rh+[redacted]145p).docx

Ugh! I keep having version problems. I'd added something to that effect, but I must not have sent you the right one. What you wrote seems good. I've also fixed a weird highlighting glitch in another comment.

From: Hart, Rosemary (OLC)
Sent: Wednesday, January 18, 2017 2:13 PM
To: [redacted] (OLC) < [redacted] >
Subject: [redacted]-Near Final (1.16.16)+[redacted]730pm +[redacted]1.18) + rh+[redacted]145p)

I thought we should flag [redacted] See attached.

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Wednesday, January 18, 2017 2:38 PM
To: Hart, Rosemary (OLC)
Subject: RE: [redacted]--Near Final (1.16.16)+[redacted]730pm +[redacted](1.18) + OLC
Attachments: [redacted]--Near Final (1.16.16)+[redacted]730pm +[redacted](1.18) + OLC_[redacted]230pm).docx

[redacted] (which I've highlighted in blue just so you can see it).

From: Hart, Rosemary (OLC)
Sent: Wednesday, January 18, 2017 2:32 PM
To: [redacted] (OLC) < [redacted] >
Subject: [redacted]--Near Final (1.16.16)+[redacted]730pm +[redacted]1.18) + OLC

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Wednesday, January 18, 2017 8:57 PM
To:	(b) (6) (OLC)
Subject:	Read: (b) (5) -Near Final (1.16.16)+(b) (6) 730pm +(b) (6) 1.18) + OLC

Your message

To: Hart, Rosemary (OLC)
Subject: RE: (b) (5) -Near Final (1.16.16)+(b) (6) 730pm +(b) (6) (1.18) + OLC
Sent: Wednesday, January 18, 2017 2:37:56 PM (UTC-05:00) Eastern Time (US & Canada)

was read on Wednesday, January 18, 2017 8:55:51 PM (UTC-05:00) Eastern Time (US & Canada).

(b) (6) (OLC)

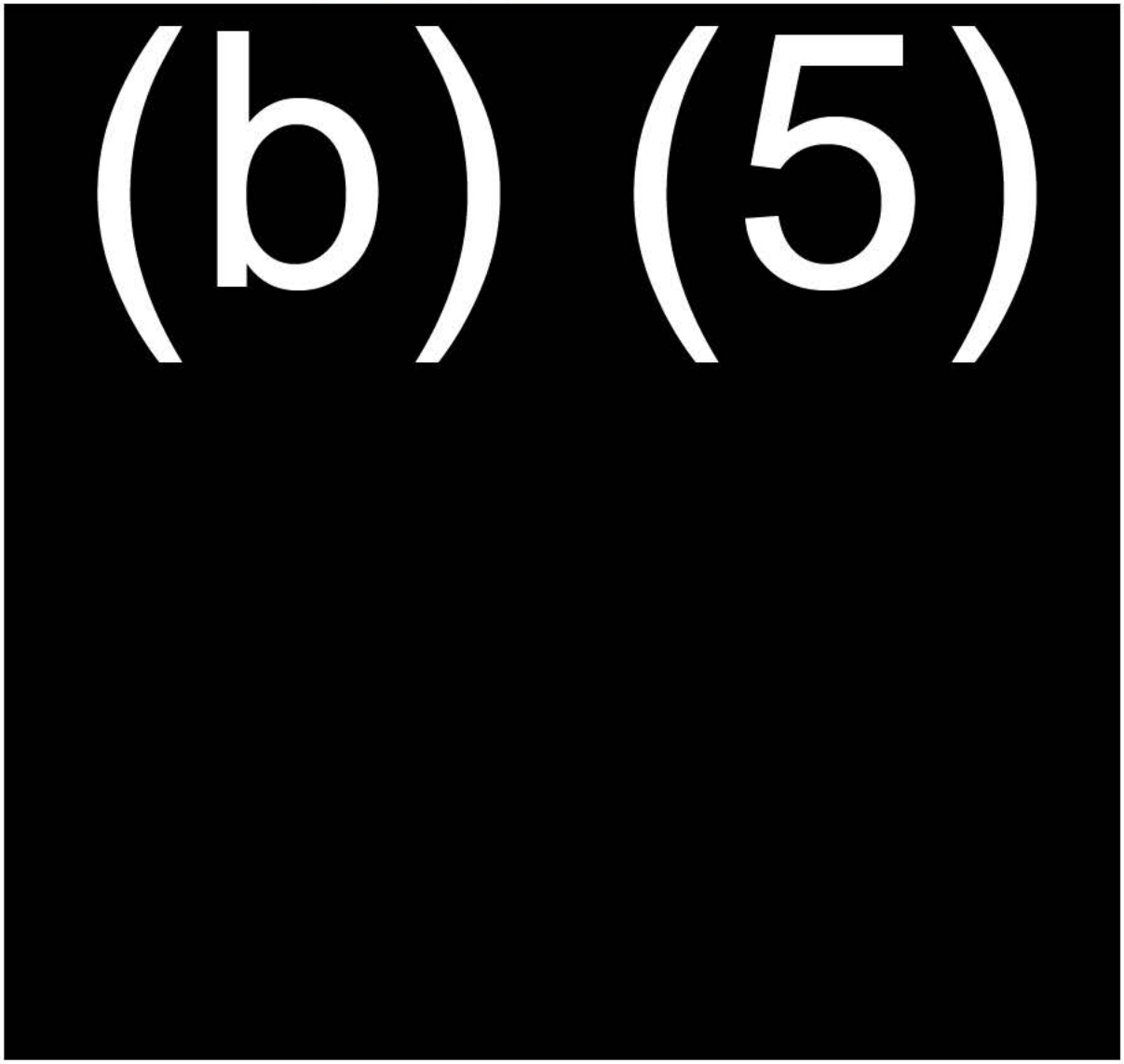
From: (b) (6) (OLC)
Sent: Thursday, January 19, 2017 11:09 PM
To: Hart, Rosemary (OLC)
Subject: Re: (b) (5)

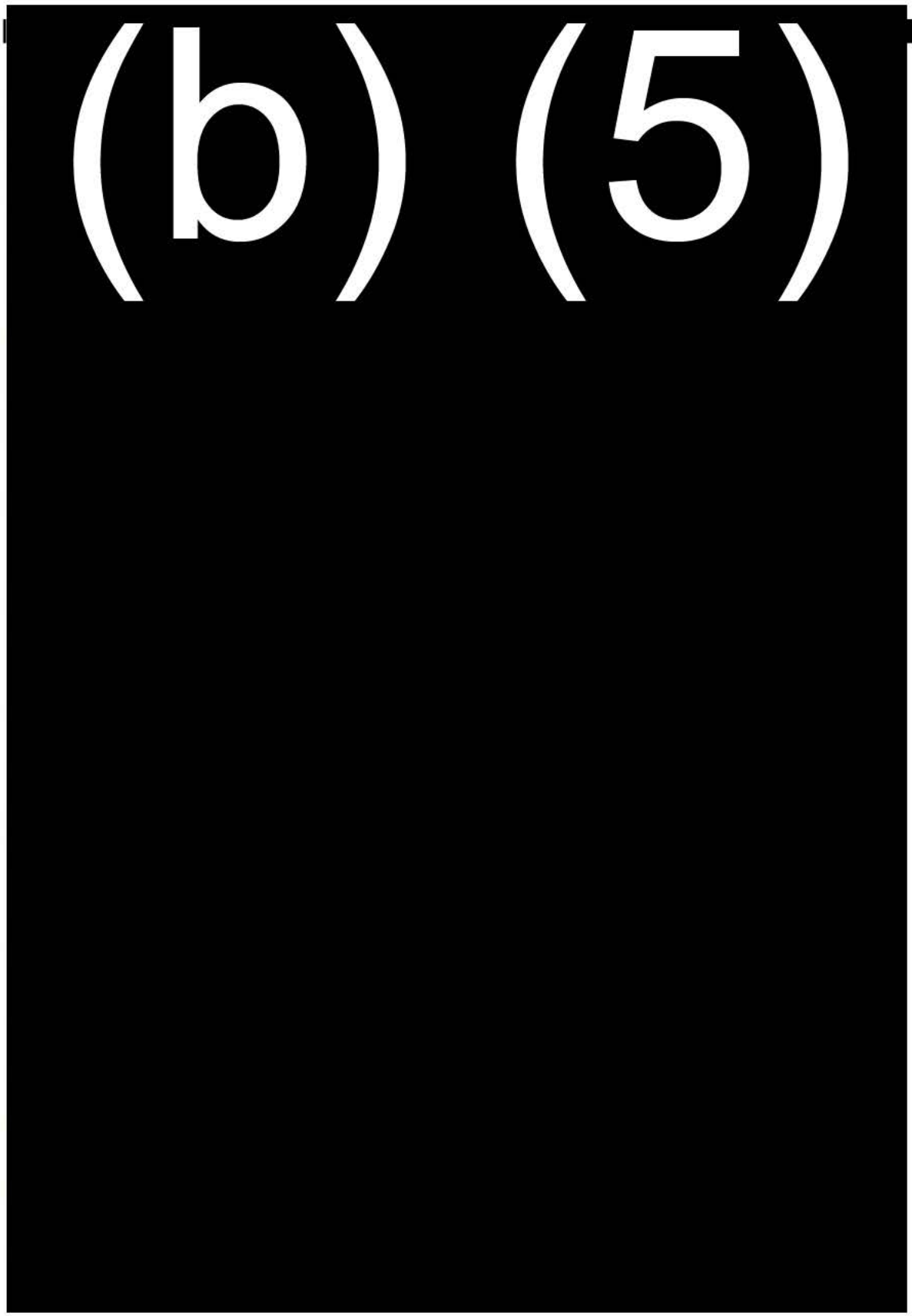
It sounds like we are waiting for (b) (5)

(b) (6)
Attorney-Adviser
Office of Legal Counsel
(b) (6)

On Jan 19, 2017, at 10:50 PM, Hart, Rosemary (OLC) < (b) (6) > wrote:

(b) (5)




(b) (5)

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Thursday, January 19, 2017 11:34 PM
To: (b) (6) (OLC)
Subject: FW: (b) (5) -Near Final (1.16.16)+ OLC again (1 16 2017) (1).docx
Attachments: (b) (5) -Near Final (1.16.16)+ OLC again (1 16 2017) (1).docx

If you are awake....

(b) (5)

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Friday, January 20, 2017 8:43 AM
To: (b) (6) (OLC)
Subject: RE: (b) (5) -Near Final (1.16.16)+ OLC again (1 16 2017) (1) + RH

Thanks!

He had been working from an earlier version, I think.

From: (b) (6) (OLC)
Sent: Friday, January 20, 2017 8:06 AM
To: Hart, Rosemary (OLC) < (b) (6) >
Subject: RE: (b) (5) -Near Final (1.16.16)+ OLC again (1 16 2017) (1) + RH

The version Steve et al reviewed was not our previous final version, so I've added in the changes we had previously discussed. I also added comments/edits in response to this round, and tried to clean things up a bit where possible.

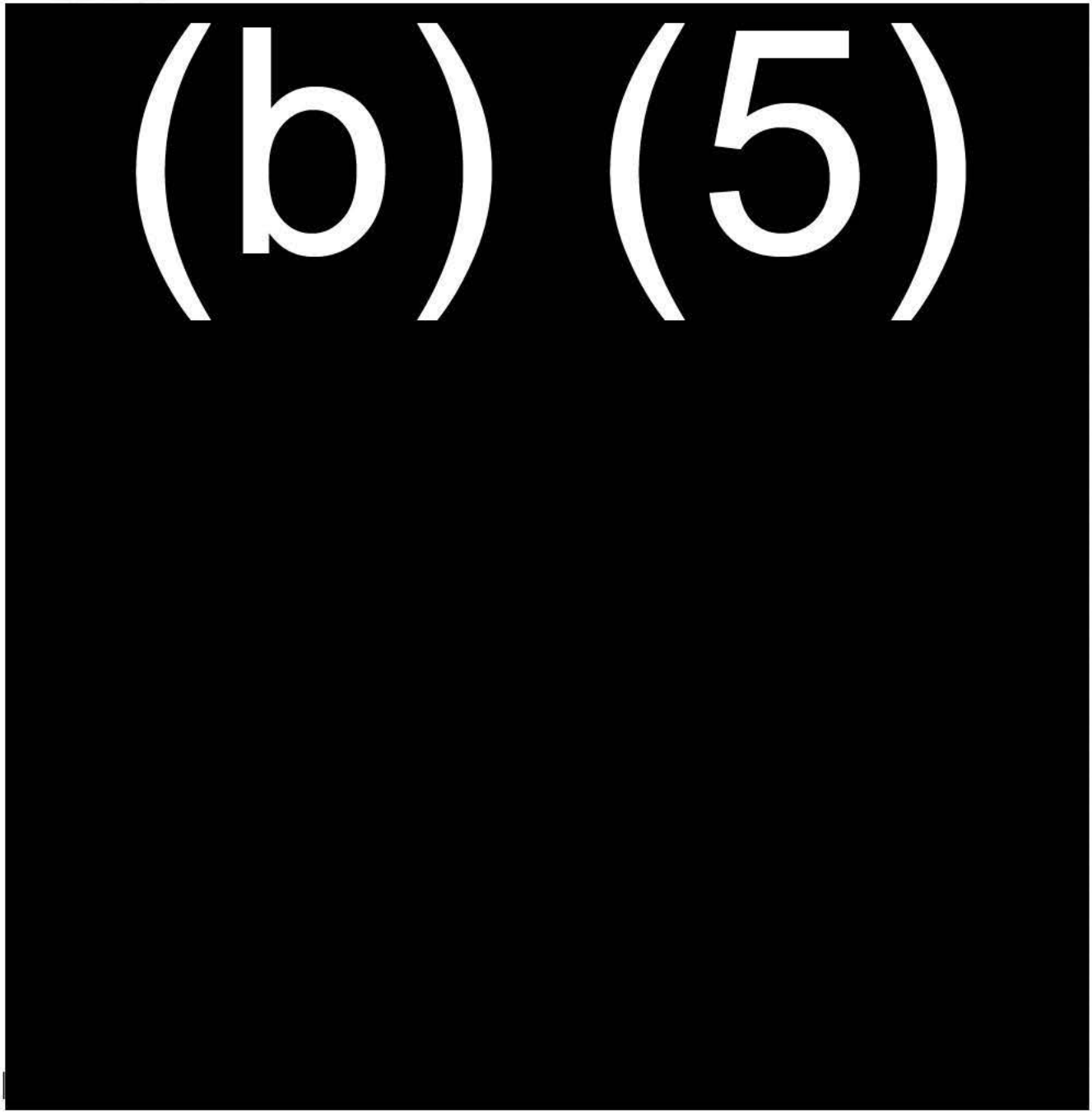
From: Hart, Rosemary (OLC)
Sent: Friday, January 20, 2017 12:28 AM
To: (b) (6) (OLC) < (b) (6) >
Subject: (b) (5) --Near Final (1.16.16)+ OLC again (1 16 2017) (1) + RH

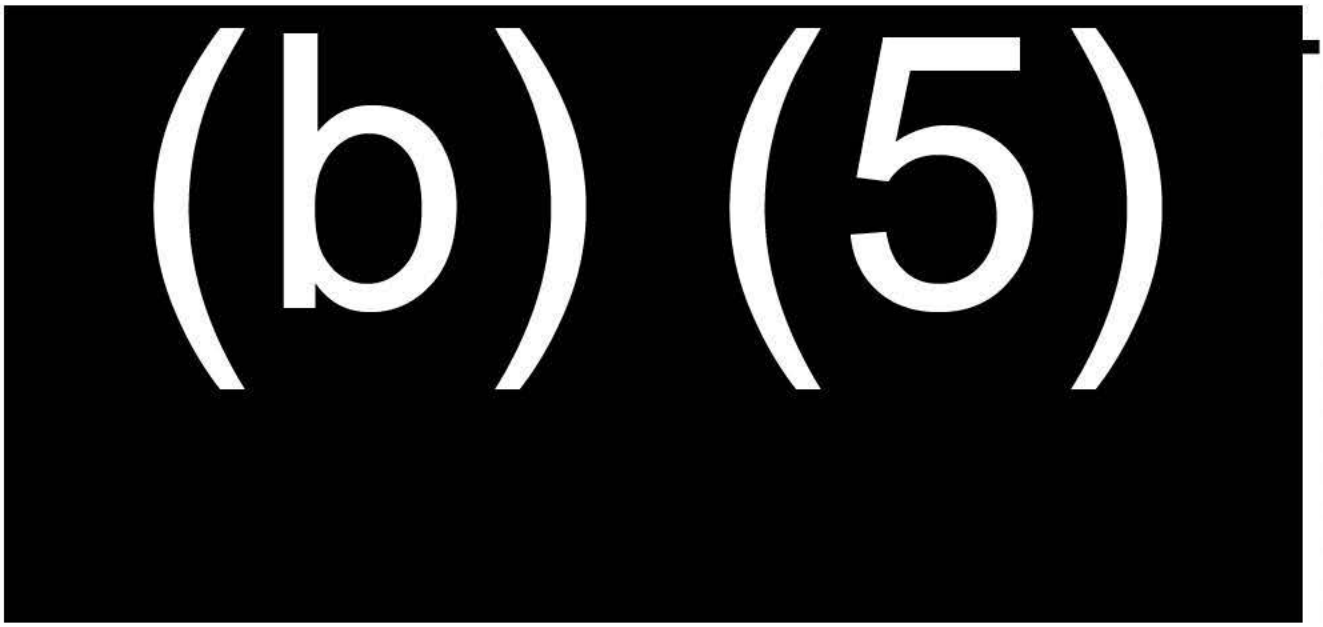
(b) (6) I started a redline in response to this, but would appreciate your review and input. Maybe we could talk tomorrow at some point?
Thanks,
Rosemary

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Saturday, January 21, 2017 9:45 AM
To: (b) (6)
Subject: FW: Current list

Here is the list we are working from now. We have not received (b) (5) will get it soon and will send to (b) (6) as it is modeled after (b) (5) or (b) (5) getting that today and will send to (b) (6)

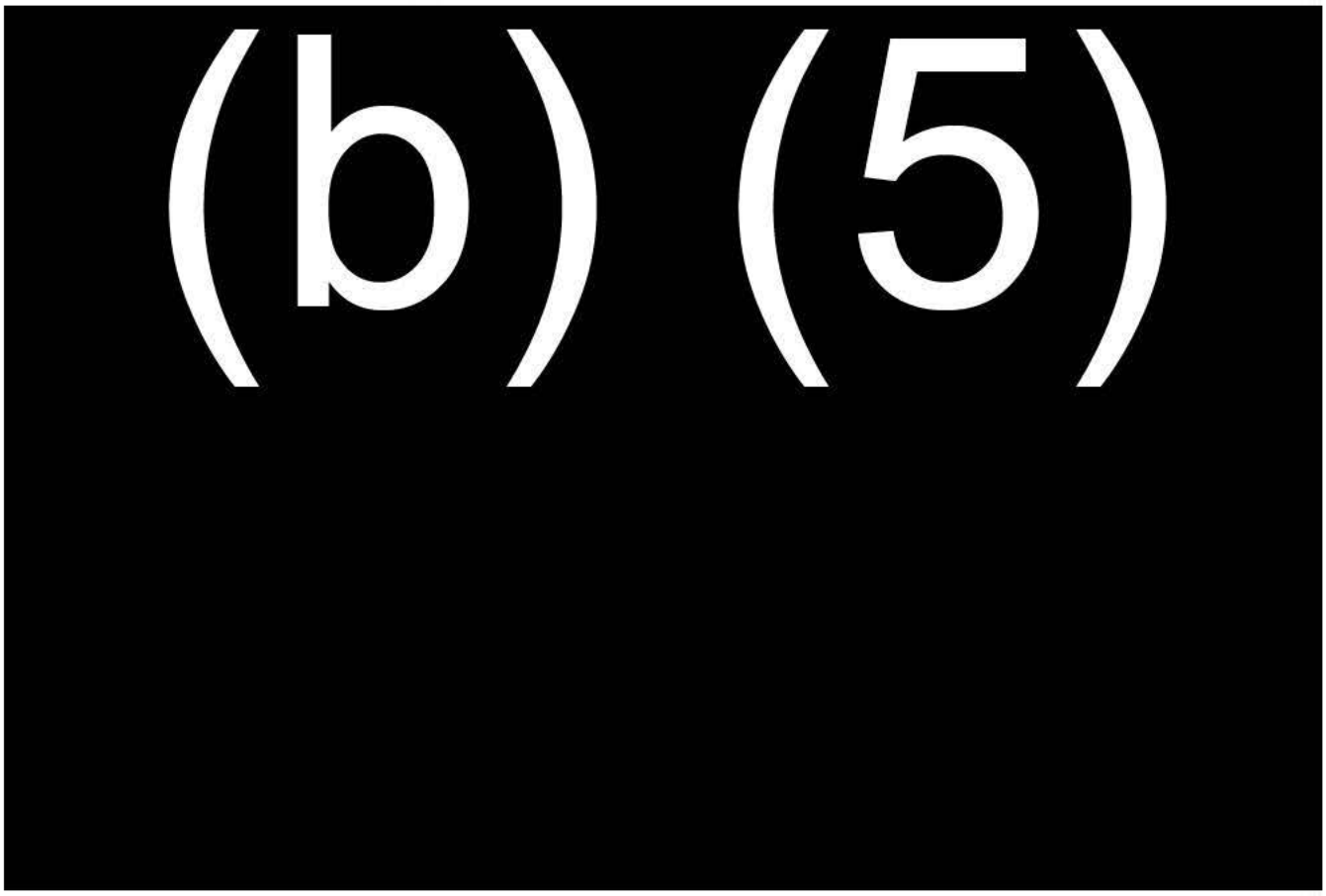



(b) (5)

Stewart, Scott (OLC)

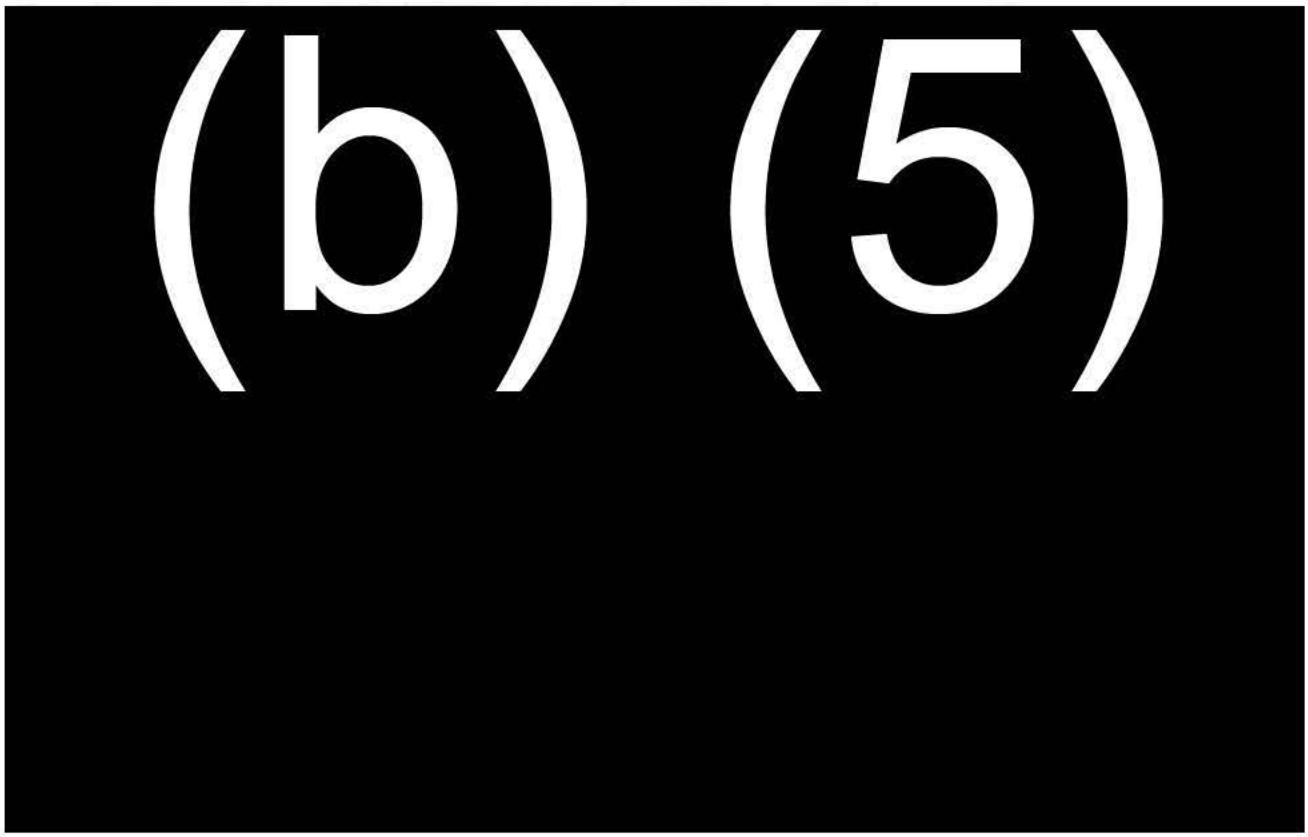
From: Stewart, Scott (OLC)
Sent: Sunday, January 22, 2017 6:03 PM
To: Gannon, Curtis E. (OLC)
Subject: FW: Executive Orders
Attachments: (b) (5) -- FINAL.docx; (b) (5) -- FINAL.docx; (b) (5) -- ONE LAST ADDITION.docx; (b) (5) -- ONE FINAL EDIT.docx; (b) (5) (b) (5)-- FINAL.docx; (b) (5) (b) (5) --REVISED.docx

The six latest versions of the immigration EOs.



Stewart, Scott (OLC)

From: Stewart, Scott (OLC)
Sent: Sunday, January 22, 2017 6:18 PM
To: Hart, Rosemary (OLC)
Subject: FW: Executive Orders
Attachments: (b) (5) -- FINAL.docx; (b) (5) -- FINAL.docx; (b) (5) -- ONE LAST ADDITION.docx; (b) (5) -- ONE FINAL EDIT.docx; (b) (5) (b) (5)-- FINAL.docx; (b) (5) (b) (5) -REVISED.docx



(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Monday, January 23, 2017 5:19 PM
To: (b) (6) Hart, Rosemary (OLC)
Subject: RE: F&Ls

There are so many! I'm checking now to make sure I've completed all mine.

From: (b) (6)
Sent: Monday, January 23, 2017 5:18 PM
To: (b) (6) OLC) <(b) (6)>; Hart, Rosemary (OLC) <(b) (6)>
Subject: RE: F&Ls

Thank you! Sorry to have missed it earlier.

From: (b) (6) (OLC)
Sent: Monday, January 23, 2017 5:15 PM
To: Hart, Rosemary (OLC) <(b) (6)>
Cc: (b) (6) <(b) (6)>
Subject: FW: F&Ls

From: (b) (6) (OLC)
Sent: Wednesday, January 18, 2017 1:29 PM
To: (b) (6) <(b) (6)>
Cc: Hart, Rosemary (OLC) <(b) (6)>
Subject: F&Ls

I think, but am not sure, that this is all my remaining F&Ls except the one on (b) (5) (b) (5) for which I'm still waiting resolution of (b) (5) If I'm missing any, please let me know.

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Monday, January 23, 2017 6:53 PM
To: (b) (6) (OLC)
Cc: (b) (6)
Subject: RE: Executive Orders on Immigration

Great. Thanks!

From: (b) (6) (OLC)
Sent: Monday, January 23, 2017 6:49 PM
To: Hart, Rosemary (OLC) <(b) (6)
Cc: (b) (6) <(b) (6)
Subject: RE: Executive Orders on Immigration

One small nit on this one as well. We made this change before. I don't know if they missed it or objected to it.

From: Hart, Rosemary (OLC)
Sent: Monday, January 23, 2017 6:42 PM
To: (b) (6) (OLC) <(b) (6)
Subject: RE: Executive Orders on Immigration

Hey, that's great. If all of them are that clean, we'll be in good shape!

(b) (5)

From: (b) (6) (OLC)
Sent: Monday, January 23, 2017 6:35 PM
To: Hart, Rosemary (OLC) <(b) (6)
Cc: (b) (6) <(b) (6)
Subject: RE: Executive Orders on Immigration

Here is (b) (5) with one nit, and its corresponding F&L.

From: Hart, Rosemary (OLC)
Sent: Monday, January 23, 2017 6:16 PM
To: (b) (6) (OLC) <(b) (6); (b) (6) (OLC)
<(b) (6); (b) (6) <(b) (6); (b) (6) (OLC)
<(b) (6)
Cc: (b) (6) <(b) (6)
Subject: Executive Orders on Immigration

Here are the immigration documents that are (b) (5) If you could review them by tomorrow (or earlier if possible) that would be great! Please see if any additional edits or

comments need to be made; especially note any new provisions.

And check to see if your F&Ls need to be revised.

Thanks,
Rosemary

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Monday, January 23, 2017 11:27 PM
To: (b) (6)
Subject: FW: Executive Orders on Immigration
Attachments: (b) (5) - REVISED+(b) (6).docx

From: Hart, Rosemary (OLC)
Sent: Monday, January 23, 2017 10:25 PM
To: Gannon, Curtis E. (OLC) <(b) (6)>
Subject: FW: Executive Orders on Immigration

From: (b) (6) (OLC)
Sent: Monday, January 23, 2017 7:31 PM
To: Hart, Rosemary (OLC) <(b) (6)>
Subject: RE: Executive Orders on Immigration

(b) (5)

From: Hart, Rosemary (OLC)
Sent: Monday, January 23, 2017 6:16 PM

duplicate

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Tuesday, January 24, 2017 12:01 AM
To: (b) (6)
Subject: RE: wrapping things up here

Thanks!

From: (b) (6)
Sent: Monday, January 23, 2017 11:37 PM
To: Hart, Rosemary (OLC) <(b) (6)>
Subject: RE: wrapping things up here

Very glad to hear that things are winding down for the evening. I'll check in with you in the morning re plans for the immigration orders.

Hope you get home safely and sleep well!

From: Hart, Rosemary (OLC)
Sent: Monday, January 23, 2017 11:26 PM
To: (b) (6) <(b) (6)>
Subject: wrapping things up here

We just got off the phone with WHCO and are wrapping things up. Should be out of here soon.

In the morning, we can assess where we are on immigration. I think (b) (6)'s EO is the only one with remaining issues. I will send you the redline if you didn't get it already.

Thanks for all your help today and tonight. We should have a better day tomorrow.

Hart, Rosemary (OLC)

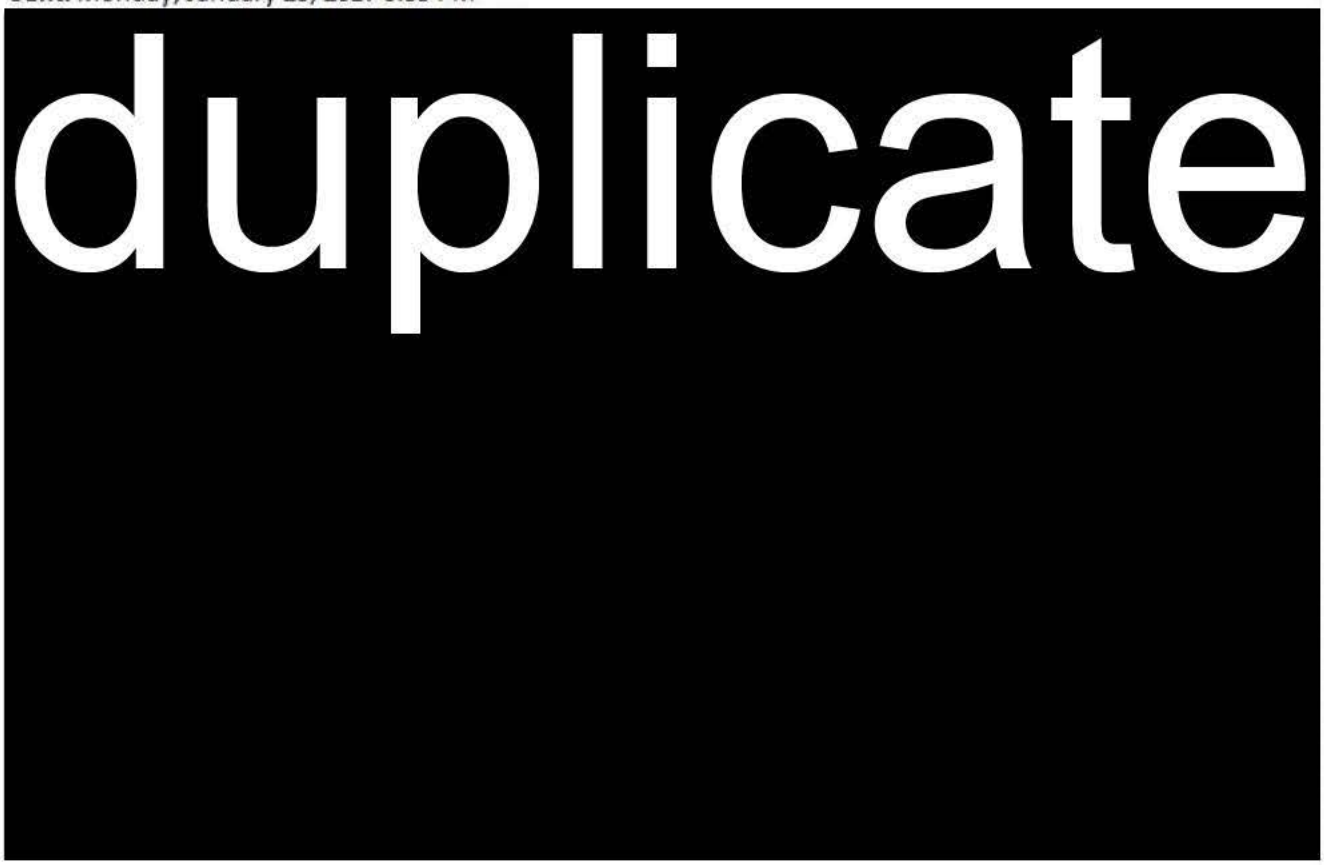
From: Hart, Rosemary (OLC)
Sent: Tuesday, January 24, 2017 12:02 PM
To: (b) (6) (OLC)
Cc: (b) (6)
Subject: RE: Executive Orders on Immigration

We haven't sent any of them back yet

From: (b) (6) (OLC)
Sent: Tuesday, January 24, 2017 11:49 AM
To: Hart, Rosemary (OLC) <(b) (6)>
Cc: (b) (6) <(b) (6)>
Subject: RE: Executive Orders on Immigration

This makes one other change that (b) (6) noticed; I don't know whether you've already sent these back.

From: (b) (6) (OLC)
Sent: Monday, January 23, 2017 6:35 PM



Stewart, Scott (OLC)

From: Stewart, Scott (OLC)
Sent: Tuesday, January 24, 2017 12:08 PM
To: Hart, Rosemary (OLC)

I am thinking that I should alert Policy that we are redlining the immigration EOs. Does that make sense, or should I just ask them the status on their side?

Stewart, Scott (OLC)

From: Stewart, Scott (OLC)
Sent: Tuesday, January 24, 2017 12:33 PM
To: Hart, Rosemary (OLC)
Subject: RE: Thursday and Friday

Thanks very much, Rosemary. I'm working to get some clarity on the rest of the week. Will let you know.

From: Hart, Rosemary (OLC)
Sent: Tuesday, January 24, 2017 12:23 PM
To: Stewart, Scott (OLC) <(b) (6)>
Subject: Thursday and Friday

Stewart: (b) (6) and I are focusing on immigration today, of course. I think we have issues with only two – (b) (5)

But, looking ahead to Thursday for a minute, we were thinking we might have to do (b) (5) (b) (5) Do we have a decision on which (b) (5) version is going forward? Do we have a (b) (5) EO, yet? For (b) (5), we did get that version over the weekend, but we all thought that review might be premature because it hadn't gone through much in the way of clearances at the WH yet. Can we get some insight on where that one stands? We don't want to be caught flat-footed on this tomorrow.

For Friday, we are reviewing or re-reviewing the latest versions of the following:

(b) (5)

And I am reviewing draft redlines of some others – but do you know yet if there has been any winnowing of the list below? It will be difficult to process all of the potentials on the list below, so if you had any guidance on current thinking on the Friday roll-out, that would be great.

Thanks,
Rosemary

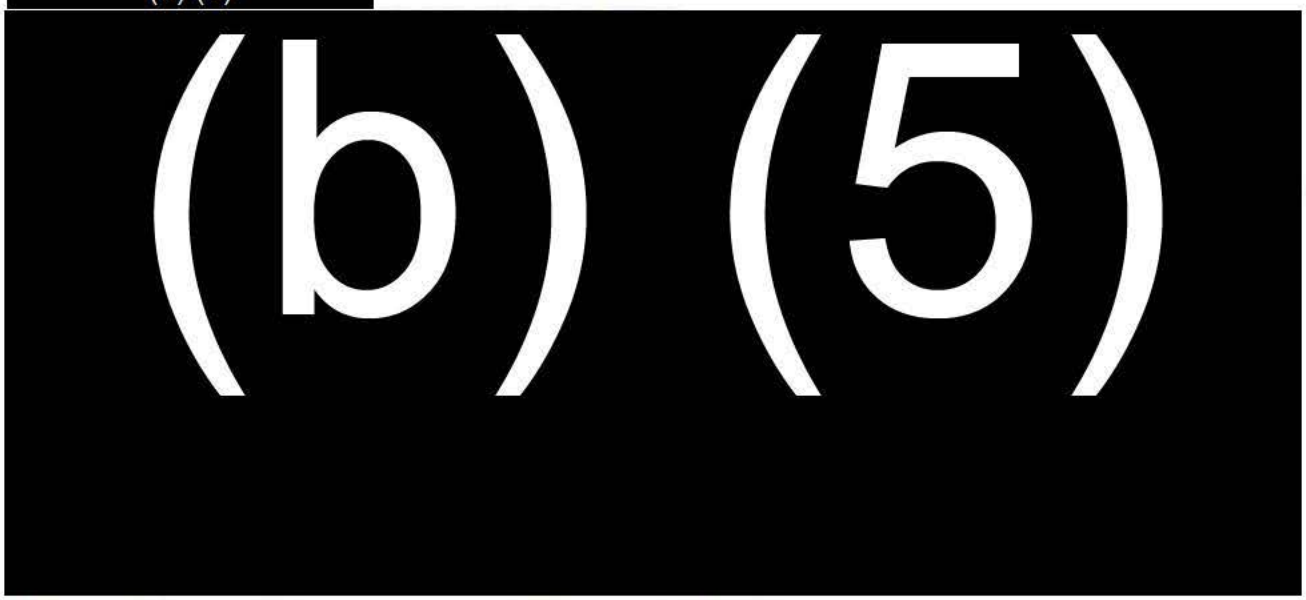
From: Stewart, Scott (OLC)
Sent: Monday, January 23, 2017 10:57 AM
To: Hart, Rosemary (OLC) <(b) (6)>
Cc: Stewart, Scott (OLC) <(b) (6)>
Subject: Friday list

Rosemary – below are the items potentially for Friday. I've noted the ones I have or think I should have. I'd be grateful if you could send the others to me (sorry for the volume). I've added notes about what I think is the latest, in the hopes that that is helpful.

(b) (5)

(b) (5)

(b) (5)



(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Tuesday, January 24, 2017 12:56 PM
To: Hart, Rosemary (OLC); (b) (6)
Subject: (b) (5)
Attachments: (b) (5) --
REVISED+(b) (6) docx; EO Form and Legality -- (b) (5) docx

I've added a couple of edits to the EO, hoping Rosemary still hasn't sent these over. I've also attached the corresponding F&L, with open issues highlighted.

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Tuesday, January 24, 2017 1:16 PM
To: (b) (6) (OLC); (b) (6)
Subject: RE: (b) (5)

I am not sending anything over until later this afternoon, when we are supposed to get some guidance from WH policy team on the whole immigration batch.

From: (b) (6) (OLC)
Sent: Tuesday, January 24, 2017 12:56 PM

duplicate

Stewart, Scott (OLC)

From: Stewart, Scott (OLC)
Sent: Tuesday, January 24, 2017 2:02 PM
To: Hart, Rosemary (OLC)
Cc: Gannon, Curtis E. (OLC)
Subject: FW: 2pm versions of immigration EOs
Attachments: (b) (5) .docx; (b) (5) (b) (5) -- FINAL.DOCX; (b) (5) .docx; FINAL-- (b) (5) (1.24.17 noon).docx; (b) (5) .docx; (b) (5) (b) (5) (1.24.17) (v.3) (b) (5) docx

Rosemary (CC to Curtis to get him the latest docs) -- attached are the current versions of the immigration EOs. As mentioned earlier, (b) (5) (b) (5). Changes may come from those, so I think the move for now is for the AAs to see how these look without yet diving into redline preparation. But please let me know if you think that there is a better way to proceed.

(b) (5)

(b) (5)

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Tuesday, January 24, 2017 2:19 PM
To: Gannon, Curtis E. (OLC); Stewart, Scott (OLC)
Subject: RE: 2pm versions of immigration EOs

thanks

-----Original Message-----
From: Gannon, Curtis E. (OLC)
Sent: Tuesday, January 24, 2017 2:17 PM
To: Hart, Rosemary (OLC) <(b) (6)>; Stewart, Scott (OLC) <(b) (6)>
Subject: RE: 2pm versions of immigration EOs

Sounds good to me.

-----Original Message-----
From: Hart, Rosemary (OLC)
Sent: Tuesday, January 24, 2017 2:16 PM
To: Stewart, Scott (OLC) <(b) (6)>
Cc: Gannon, Curtis E. (OLC) <(b) (6)>
Subject: RE: 2pm versions of immigration EOs

Curtis: I would like to share the new drafts and the cover memos with the pertinent AAs as soon as I can, cautioning them that things might change later today.
Rosemary

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Tuesday, January 24, 2017 2:02 PM

duplicate

duplicate

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Tuesday, January 24, 2017 2:23 PM
To: (b) (6) (OLC)
Cc: (b) (6)
Subject: FW: 2pm versions of immigration EOs
Attachments: (b) (5) (1.24.17 noon).docx; (b) (5) (b) (5) .docx; FINAL-- (b) (5) (b) (5) (1.24.17 noon).docx

(b) (6) Here are yours. They may change (b) (5) For (b) (5) please just check to see if you see any changes from the one we saw earlier this week.
I am still working on your redline.
Note cover memos for drafters' intent.
Rosemary

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Tuesday, January 24, 2017 2:43 PM
To: (b) (6) (OLC)
Cc: (b) (6)
Subject: RE: 2pm versions of immigration EOs

Correct. Though if you see something, say something. :-)

-----Original Message-----
From: (b) (6) (OLC)
Sent: Tuesday, January 24, 2017 2:42 PM
To: Hart, Rosemary (OLC) < (b) (6) >
Cc: (b) (6) < (b) (6) >
Subject: RE: 2pm versions of immigration EOs

I'm assuming (b) (5) but if that's wrong, let me know!

-----Original Message-----
From: Hart, Rosemary (OLC)
Sent: Tuesday, January 24, 2017 2:23 PM

duplicate

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Tuesday, January 24, 2017 2:43 PM
To: (b) (6) (OLC)
Subject: RE: 2pm versions of immigration EOs

OK!

-----Original Message-----
From: (b) (6) (OLC)
Sent: Tuesday, January 24, 2017 2:36 PM
To: Hart, Rosemary (OLC) < (b) (6) >
Cc: (b) (6) < (b) (6) >
Subject: RE: 2pm versions of immigration EOs

Whoops--it's actually in (b) (5), so I'll make it on the most recent version you just sent.

-----Original Message-----
From: (b) (6) (OLC)
Sent: Tuesday, January 24, 2017 2:33 PM
To: Hart, Rosemary (OLC) < (b) (6) >
Cc: (b) (6) < (b) (6) >
Subject: RE: 2pm versions of immigration EOs

Rosemary--

(b) (6) has suggested another edit on the (b) (5) Assuming that's the redline you're working on, do you want me to send it now or later? I didn't want to create version control problems.

--(b) (6)

-----Original Message-----
From: Hart, Rosemary (OLC)
Sent: Tuesday, January 24, 2017 2:23 PM

duplicate

(b) (6)

From: (b) (6)
Sent: Tuesday, January 24, 2017 3:54 PM
To: Hart, Rosemary (OLC)
Subject: form and legality memos for tonight
Attachments: 2017-01-19 FL Memo - (b) (5) v3 + (b) (6) docx; EO Form and Legality -- (b) (5) + (b) (6) -with ceg + (b) (6) again.docx; EO Form and Legality -- (b) (5) + (b) (6) -with ceg.docx; (b) (5) (b) (5) - OLC form legality memo - 01 ((b) (6) + (b) (6) docx

Rosemary: Here's what we have for tonight (minus (b) (6) s (b) (5) (b) (5) and my (b) (5) memo).

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Tuesday, January 24, 2017 5:04 PM
To: Hart, Rosemary (OLC)
Cc: [redacted]
Subject: RE: 2pm versions of immigration EOs

I should add that [redacted]

-----Original Message-----
From: [redacted] (OLC)
Sent: Tuesday, January 24, 2017 3:52 PM
To: Hart, Rosemary (OLC) <[redacted]>
Cc: [redacted] <[redacted]>
Subject: RE: 2pm versions of immigration EOs

On [redacted], this adds in the one change I suggested last night (which we have suggested on previous occasions).
On [redacted], I've added the nits we made last night and the edit [redacted] suggested. It's intended to [redacted]. (I think [redacted] and [redacted] had some concerns about that.) The edits made by the NSC looked fine to me.
On [redacted], I've added and beefed up the comments as we discussed (and elsewhere). I've highlighted the new/revised comments.

-----Original Message-----
From: Hart, Rosemary (OLC)
Sent: Tuesday, January 24, 2017 2:23 PM

duplicate

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Wednesday, January 25, 2017 1:03 PM
To: (b) (6) (b) (6) (OLC); (b) (6) (OLC); (b) (6) (b) (6) (OLC)
Subject: Friday signings...

Hi all. We've got the list of documents tentatively scheduled for signature on Friday:

1. (b) (5) - (b) (6)
2. (b) (5) - (b) (6)
3. (b) (5) - (b) (6)
4. (b) (5) -- (b) (6)
5. (b) (5) – (b) (6)
6. (b) (5) – (b) (6)

(b) (5) (b) (5). As a result, we are awaiting revised versions and so this is a heads up for now that we will need to review any changes and settle on final language.

We will need to issue F&Ls for the EOs, so those may need to be updated depending on changes made. We will try to have paperwork signed as early on Thursday as we can.

Let me know if you have any questions.

Rosemary

Stewart, Scott (OLC)

From: Stewart, Scott (OLC)
Sent: Wednesday, January 25, 2017 2:34 PM
To: Hart, Rosemary (OLC)
Subject: RE: (b) (5)

Sounds good! I'll hold on it.

From: Hart, Rosemary (OLC)
Sent: Wednesday, January 25, 2017 2:34 PM
To: Stewart, Scott (OLC) <(b) (6)>
Subject: FW: (b) (5)

This is the latest redline, but I met with (b) (6) to go over her comments yesterday and she was going to redraft. Please don't send this out until I check with her on an updated version. She got sidetracked yesterday focusing on (b) (5).

From: (b) (6) (OLC)
Sent: Tuesday, January 24, 2017 12:56 PM

duplicate

Stewart, Scott (OLC)

From: Stewart, Scott (OLC)
Sent: Wednesday, January 25, 2017 2:56 PM
To: Hart, Rosemary (OLC)
Subject: RE: (b) (5)

Thank you, Rosemary. Looks good. I'll pass it back to try to push things along.

-----Original Message-----
From: Hart, Rosemary (OLC)
Sent: Wednesday, January 25, 2017 2:52 PM
To: Stewart, Scott (OLC) <(b) (6)>
Subject: (b) (5)

Scott: Here is the updated version of (b) (5) (b) (6) had sent it yesterday, but it was sent with the others and I focused on the ones signed today.
RH

-----Original Message-----
From: (b) (6) (OLC)
Sent: Wednesday, January 25, 2017 2:50 PM
To: Hart, Rosemary (OLC) <(b) (6)>
Subject: FW: 2pm versions of immigration EOs

Here it is. It was just tied up with the other ones.

-----Original Message-----
From: (b) (6) (OLC)
Sent: Tuesday, January 24, 2017 3:52 PM

duplicate

duplicate

Stewart, Scott (OLC)

From: Stewart, Scott (OLC)
Sent: Wednesday, January 25, 2017 2:58 PM
To: Hart, Rosemary (OLC)
Subject: RE: FINAL--(b) (5) (1.24.17 noon)+OLC (1 25 2017)

Perfect—thanks!

From: Hart, Rosemary (OLC)
Sent: Wednesday, January 25, 2017 2:57 PM
To: Stewart, Scott (OLC) <(b) (6)>
Subject: FINAL--(b) (5) (1.24.17 noon)+OLC (1 25 2017)

Send this one. Took care of a nit and attributed comments to OLC.

Stewart, Scott (OLC)

From:	Stewart, Scott (OLC)
Sent:	Wednesday, January 25, 2017 5:39 PM
To:	Gannon, Curtis E. (OLC)
Cc:	Hart, Rosemary (OLC); Stewart, Scott (OLC)
Subject:	Lastest EO/PM forecast

Curtis – John Bash let me know that this is the forecast for tomorrow and Friday (and at least part of early next week):

Tomorrow: (b) (5)
(b) (5)

Friday: (b) (5)
(b) (5)

"Early next week": (b) (5)
(b) (5)

John said (b) (5)
(b) (5) Perhaps you will have more detail when you speak with Greg.

(b) (6)

From: (b) (6)
Sent: Wednesday, January 25, 2017 6:22 PM
To: Hart, Rosemary (OLC)
Subject: Re: Friday signings... CHANGE IN PLANS!

(b) (6) See you tomorrow :)

On Jan 25, 2017, at 6:19 PM, Hart, Rosemary (OLC) <(b) (6)> wrote:

(b) (6)

From: (b) (6)
Sent: Wednesday, January 25, 2017 6:19 PM
To: Hart, Rosemary (OLC) <(b) (6)>
Subject: RE: Friday signings... CHANGE IN PLANS!

Ok, great! Hope you have a good evening!

From: Hart, Rosemary (OLC)
Sent: Wednesday, January 25, 2017 6:18 PM
To: (b) (6) <(b) (6)>
Subject: RE: Friday signings... CHANGE IN PLANS!

Yes, I spoke with him already.

Thanks for checking!

From: (b) (6)
Sent: Wednesday, January 25, 2017 6:16 PM
To: Hart, Rosemary (OLC) <(b) (6)>
Subject: FW: Friday signings... CHANGE IN PLANS!

Thanks, Rosemary. Could we update (b) (6) that (b) (5) probably isn't going? (I noticed that he wasn't on your follow up email, but maybe you already talked to him.)

From: Hart, Rosemary (OLC)
Sent: Wednesday, January 25, 2017 5:53 PM
To: (b) (6) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6) (OLC) <(b) (6)>; (b) (6)
Subject: RE: Friday signings... CHANGE IN PLANS!

Update on this schedule. (b) (5)
(b) (5)

(b) (5), (b) (6)

1-4 are with WHCO, which is reviewing our redlines (Nate's partial deadline). We are still reviewing (b) (5). I've asked that we get the passbacks as early in the day as possible so we can review them and work to finalize during the day. I don't anticipate anyone has to work on anything tonight.

Note that (b) (5)

(b) (5)

(b) (5) Scott is double-checking on that because if that's not the case, that would be a huge load for us and a significant shift in the plans we just heard about.

I am sorry about the constantly changing plans. This is not unusual early on in an Administration, but I know it can be frustrating. We'll power through!

Thanks for everything,
Rosemary

From: Hart, Rosemary (OLC)
Sent: Wednesday, January 25, 2017 1:03 PM

duplicate

duplicate

(b) (6) (OLC)

From: (b) (6) (OLC)
Sent: Wednesday, January 25, 2017 6:53 PM
To: Hart, Rosemary (OLC)
Subject: Re: Friday signings... CHANGE IN PLANS!

If there are no EOs tomorrow, I hope you can leave before midnight!

(b) (6)
Attorney-Adviser
Office of Legal Counsel
(b) (6)

On Jan 25, 2017, at 5:53 PM, Hart, Rosemary (OLC) <(b) (6)> wrote:

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Wednesday, January 25, 2017 11:14 PM
To:	Stewart, Scott (OLC)
Subject:	Re: (b) (5) EO (25 Jan 929pm)

Great, (b) (6) and I will review asap tomorrow.

> On Jan 25, 2017, at 11:04 PM, Stewart, Scott (OLC) < (b) (6) > wrote:
>
> Their passback on the Friday immigration EO.
>

(b) (5)

[redacted] (OLC)

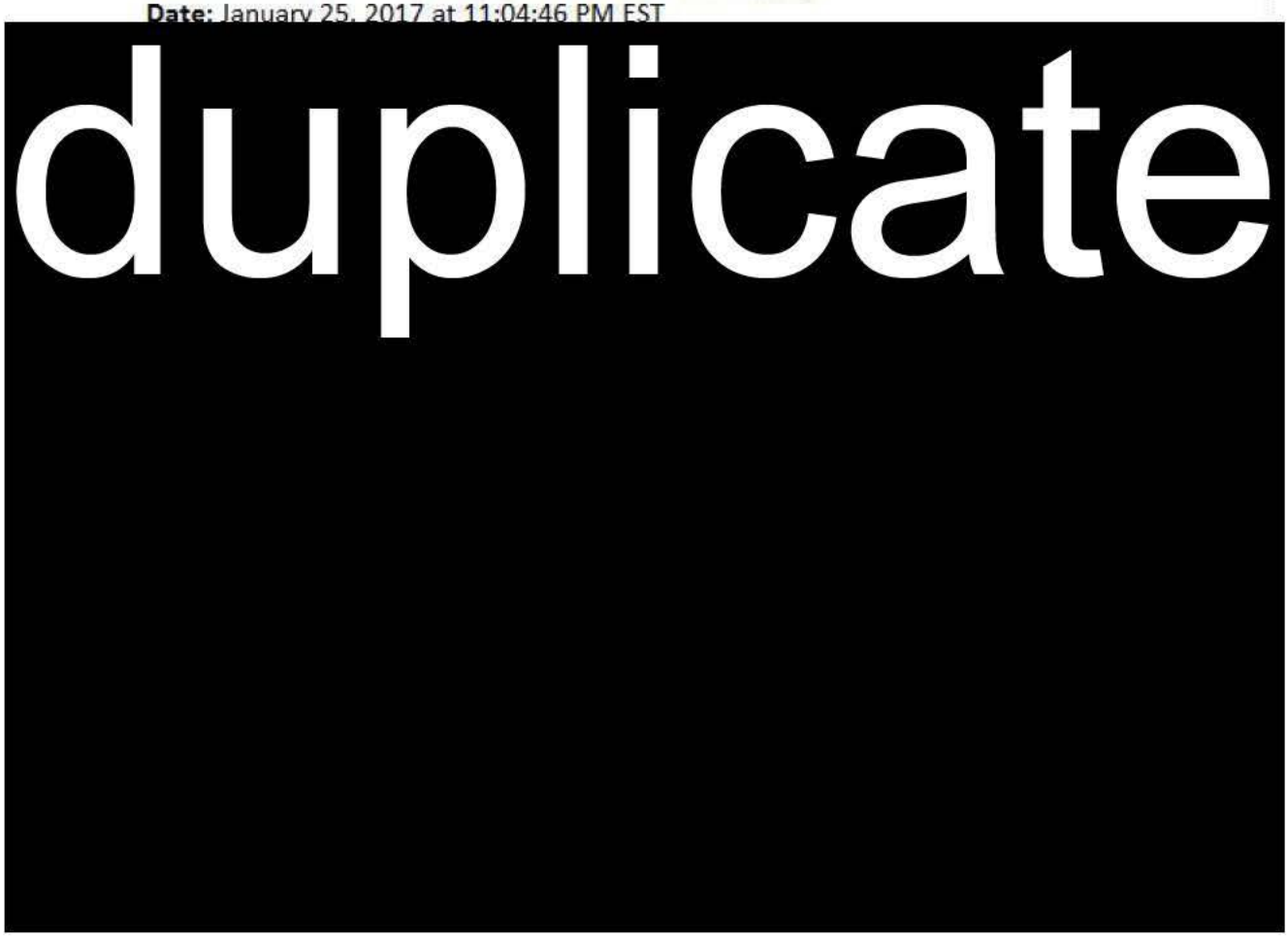
From: [redacted] (OLC)
Sent: Wednesday, January 25, 2017 11:25 PM
To: Hart, Rosemary (OLC)
Subject: Re: [redacted] EO (25 Jan 929pm)

Sounds good.

[redacted]
Attorney-Adviser
Office of Legal Counsel
[redacted]

On Jan 25, 2017, at 11:14 PM, Hart, Rosemary (OLC) <[redacted]> wrote:

> Let's talk in the morning.
>
> Begin forwarded message:
>
> **From:** "Stewart, Scott (OLC)" <[redacted]>
> **Date:** January 25, 2017 at 11:04:46 PM EST



duplicate

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 8:54 AM
To: Hart, Rosemary (OLC)
Subject: RE: [redacted] EO (25 Jan 929pm)

That works. By then I should be able to send you a few minor changes to the draft.

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 8:53 AM
To: [redacted] (OLC) <[redacted]>
Subject: RE: [redacted] EO (25 Jan 929pm)

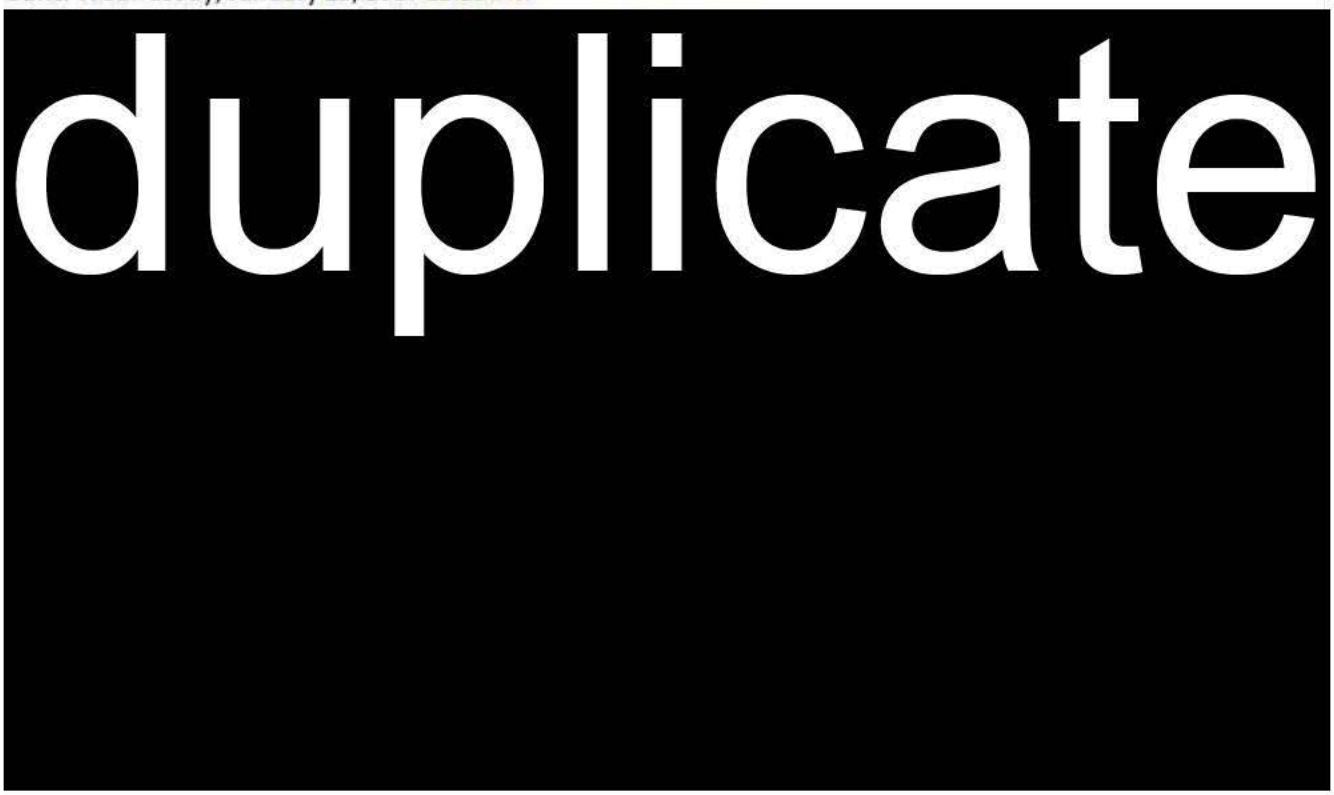
I am going down to the SCIF to read a document and should be back in a bit.

9:30 for a call?

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 8:33 AM
To: Hart, Rosemary (OLC) <[redacted]>
Subject: RE: [redacted] EO (25 Jan 929pm)

Let me know when a good time to call you would be.

From: Hart, Rosemary (OLC)
Sent: Wednesday, January 25, 2017 11:15 PM



duplicate

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 9:25 AM
To: Hart, Rosemary (OLC)
Subject: RE: [redacted] EO (25 Jan 929pm)

That makes sense.

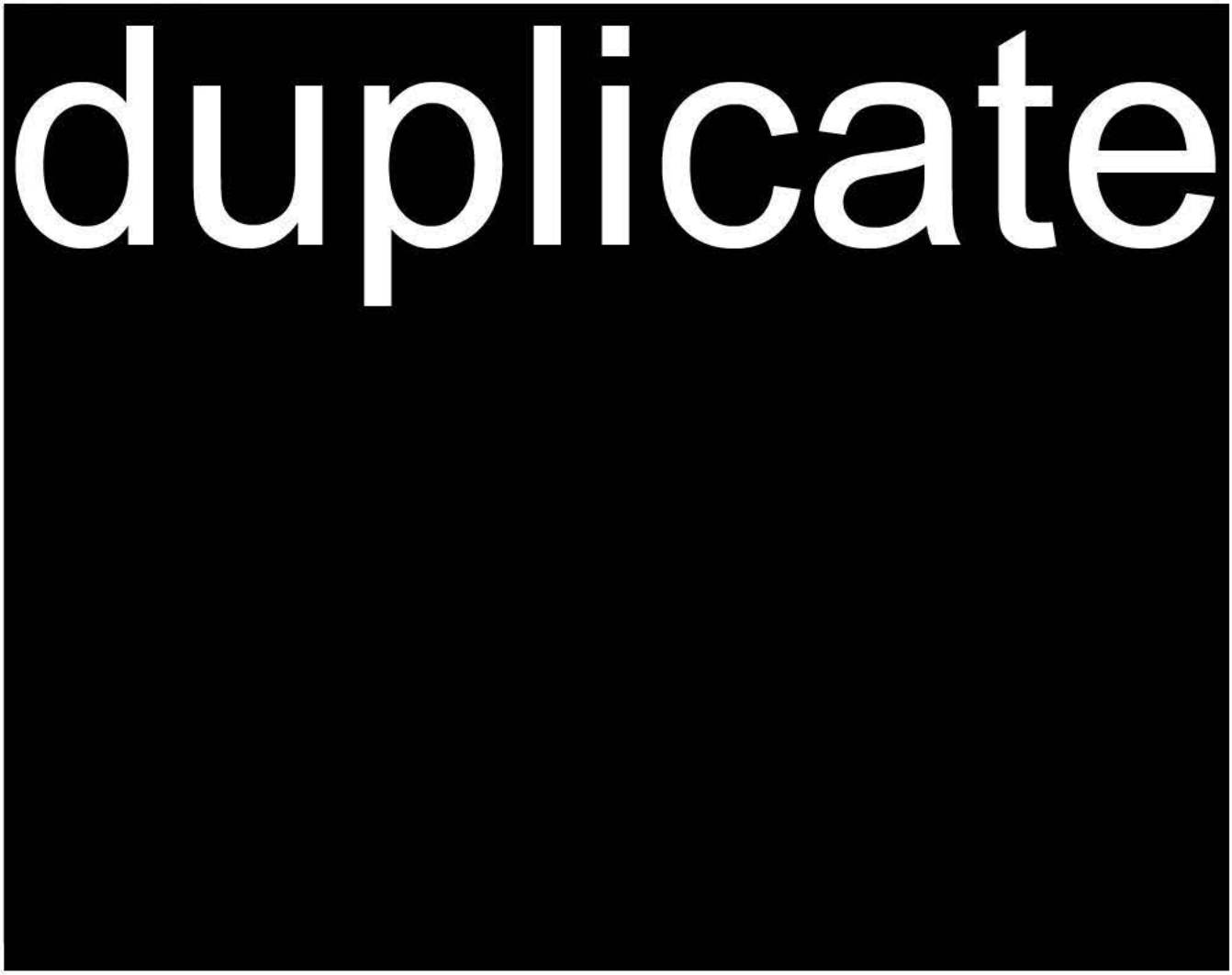
From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 9:24 AM
To: [redacted] (OLC) <[redacted]>
Subject: RE: [redacted] EO (25 Jan 929pm)

I just finished reviewing the draft. It might make sense for me to review your redline and add my edits on top. I think I can do that in 10 minutes, and then we can talk?

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 9:14 AM
To: Hart, Rosemary (OLC) <[redacted]>
Subject: RE: [redacted] EO (25 Jan 929pm)

Here are my comments on everything but [redacted]

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 8:53 AM



[redacted] (OLC)

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 10:32 AM
To: [redacted] (OLC)
Subject: RE: EO

I'm a doofus—losing track of too many similar provisions. Never mind, and thank you!

From: [redacted] OLC)
Sent: Thursday, January 26, 2017 10:31 AM
To: [redacted] (OLC) <[redacted]>
Subject: RE: EO

[redacted]

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 10:28 AM
To: [redacted] (OLC) <[redacted]>
Subject: RE: EO

I have long since lost track of your original comments—sorry! [redacted]

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 10:25 AM
To: [redacted] (OLC) <[redacted]>
Subject: RE: EO

It is [redacted]. Did I cite it wrong in my comment? Sorry if I did.

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 10:21 AM
To: [redacted] (OLC) <[redacted]>
Subject: RE: EO

Or is it [redacted]?

From: [redacted] OLC)
Sent: Thursday, January 26, 2017 10:19 AM
To: [redacted] (OLC) <[redacted]>
Subject: EO

[redacted]—

You looked at this section, I think. Is this the right reference? [redacted]

(b) (5)

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Thursday, January 26, 2017 10:35 AM
To:	Stewart, Scott (OLC)
Subject:	RE: Today

Hi Scott.

(b) (6) and I have been emailing back and forth this morning on the (b) (5) EO. We should have a final redline (mostly technical) within the hour.

I am reviewing (b) (6)'s (b) (5) passback, and also (b) (6)'s initial redline. Should be done by noon with both of those.

On the others, we are a bit in a holding pattern, as we need drafts from WHCO.

From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 10:30 AM
To: Hart, Rosemary (OLC) <(b) (5)>
Subject: Today

Good morning, Rosemary! Just wanted to see how the EOs for tomorrow are looking. (I've heard nothing further from WHCO this morning.)

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 11:20 AM
To: Hart, Rosemary (OLC)
Subject: RE: [redacted] EO (25 Jan 929pm)+[redacted] + rh
Attachments: [redacted] EO (25 Jan 929pm)+[redacted] + rh.+[redacted]docx.docx

Here it is. I've removed the internal comments and removed highlighting except where I've edited stuff since/while we talked.

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 10:46 AM
To: [redacted] (OLC) <[redacted]>
Subject: RE: [redacted] EO (25 Jan 929pm)+[redacted] + rh

Let's talk now. [redacted]

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 10:39 AM
To: Hart, Rosemary (OLC) <[redacted]>
Subject: RE: [redacted] EO (25 Jan 929pm)+[redacted] + rh

Also, do you think we need to [redacted]?

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 10:34 AM
To: Hart, Rosemary (OLC) <[redacted]>
Subject: RE: [redacted] EO (25 Jan 929pm)+[redacted] + rh

Let me know whenever you want to talk.

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 10:33 AM
To: Hart, Rosemary (OLC) <[redacted]>
Subject: RE: [redacted] EO (25 Jan 929pm)+[redacted] + rh

Here you go.

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 10:00 AM
To: [redacted] (OLC) <[redacted]>
Subject: RE: [redacted] EO (25 Jan 929pm)+[redacted] + rh

Sure. That makes sense.

From: (b) (6) (OLC)
Sent: Thursday, January 26, 2017 9:59 AM
To: Hart, Rosemary (OLC) < (b) (6) >
Subject: RE: (b) (5) EO (25 Jan 929pm)+(b) (6) + rh

I'm working through your comments and questions. Should I shoot it back to you before I call?

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 9:58 AM
To: (b) (6) (OLC) < (b) (6) >
Subject: RE: (b) (5) EO (25 Jan 929pm)+(b) (6) + rh

Jeff is covering the 10 a.m. meeting, so I am available to talk whenever you are. I am here at (b) (6)

From: (b) (6) (OLC)
Sent: Thursday, January 26, 2017 9:44 AM
To: Hart, Rosemary (OLC) < (b) (6) >
Subject: RE: (b) (5) EO (25 Jan 929pm)+(b) (6) + rh

Sounds good. Will look at it right now.

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 9:44 AM
To: (b) (6) (OLC) < (b) (6) >
Subject: (b) (5) EO (25 Jan 929pm)+(b) (6) + rh

I generally agreed with your edits, except where noted, and have added some edits and questions of my own. Please review.

Jeff and I have a 10 a.m. meeting with an intradepartmental group. I will see if he can cover – I am already pressed for time this morning. I'll circle back with you when I know my schedule over the next hour.

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 12:08 PM
To: Hart, Rosemary (OLC)
Subject: RE: [redacted] EO (25 Jan 929pm)+[redacted]+ rh
Attachments: [redacted] EO (25 Jan 929pm)+[redacted] + rh.+[redacted]docx.docx

Here you go!

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 12:06 PM
To: [redacted] (OLC) <[redacted]>
Subject: RE: [redacted] EO (25 Jan 929pm)+[redacted]+ rh

Thanks. Would you mind [redacted] and sending to me? It would save me a few minutes!

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 11:50 AM
To: Hart, Rosemary (OLC) <[redacted]>
Subject: RE: [redacted] EO (25 Jan 929pm)+[redacted]+ rh

[redacted]

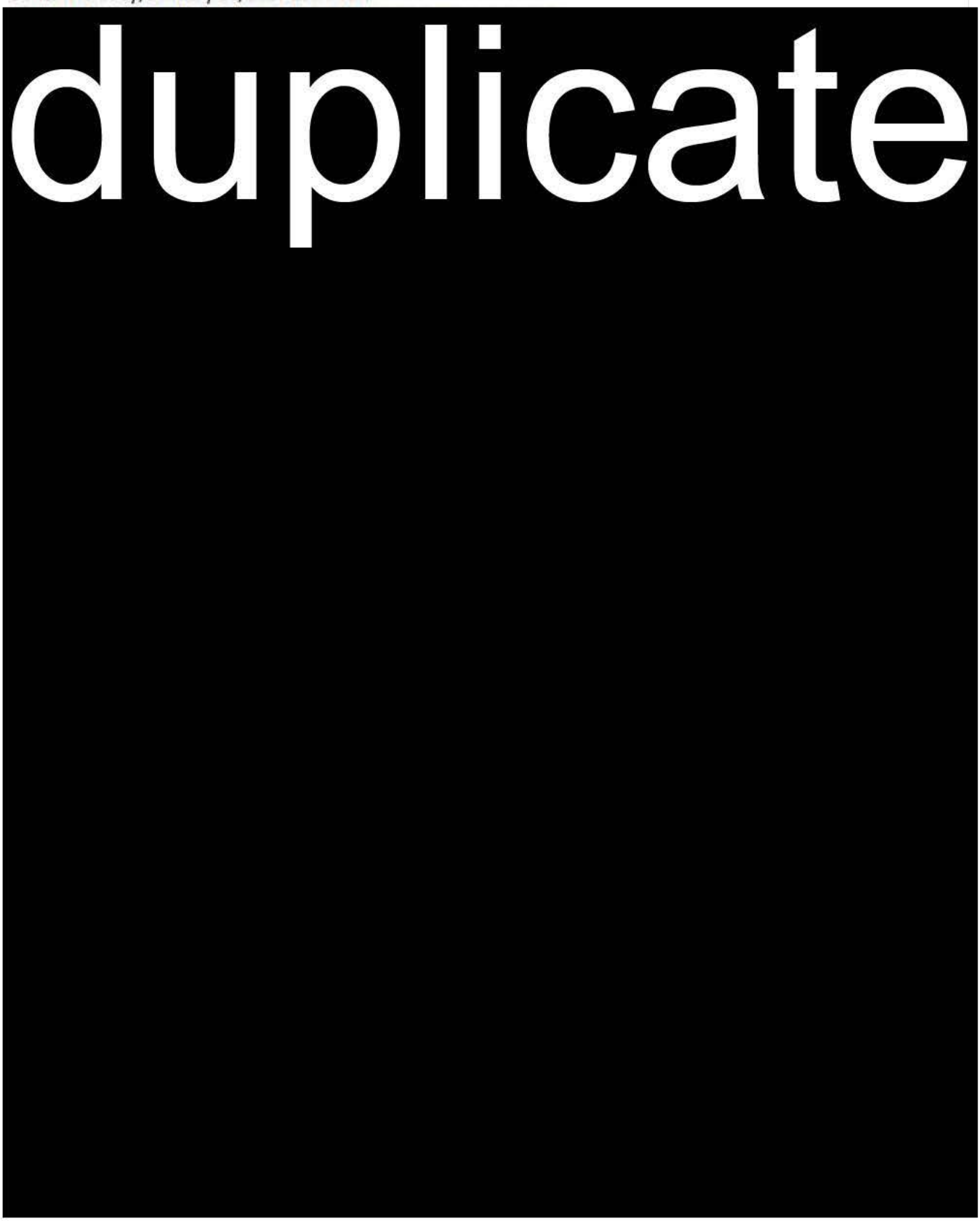
[redacted]

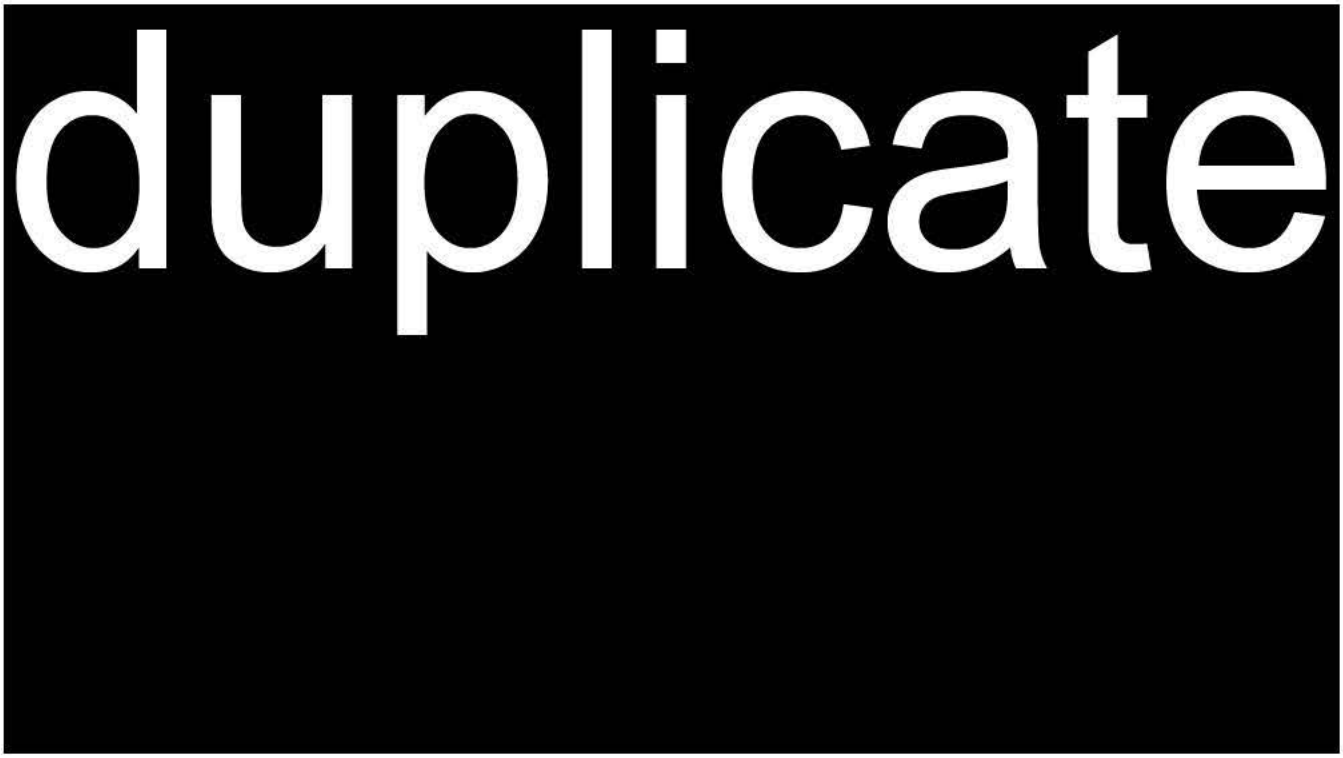
[redacted]

[redacted]

I'm sorry for the fuss!

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 10:46 AM





Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Thursday, January 26, 2017 12:33 PM
To:	Gannon, Curtis E. (OLC); Stewart, Scott (OLC)
Cc:	(b) (6) (OLC)
Subject:	(b) (5) EO (25 Jan 929pm)+ OLC (1 26 2017)
Attachments:	(b) (5) EO (25 Jan 929pm)+ OLC (1 26 2017).docx

Curtis and Scott: Here is our redline of the latest passback on this EO, which is slated for issuance tomorrow. Please let us know if you have additions, changes, or questions for us.

Thanks,
Rosemary

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Thursday, January 26, 2017 1:14 PM
To: Hart, Rosemary (OLC); [redacted]
Subject: RE: [redacted] EO (25 Jan 929pm)+ OLC (1 26 2017)
Attachments: EO Form and Legality -- [redacted] docx

Here's the F&L

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 12:33 PM

duplicate

(b) (6)

From: (b) (6)
Sent: Thursday, January 26, 2017 1:41 PM
To: Hart, Rosemary (OLC)
Subject: RE: Update on today and some observations

Thank you!

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 1:39 PM
To: (b) (6) < (b) (6) >
Subject: FW: Update on today and some observations

This is what I got from Scott about an hour ago.

From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 12:14 PM
To: Gannon, Curtis E. (OLC) < (b) (6) Hart, Rosemary (OLC) < (b) (6)
Cc: Stewart, Scott (OLC) < (b) (6)
Subject: Update on today and some observations

John just called to say that (b) (5)

As for the documents for tomorrow: We have been reviewing the five for tomorrow (immigration EO about terrorists plus four (b) (5) -related EOs). (b) (5)

I have three observations, some of which may call for action today. (b) (5)

(b) (5)

(b) (5)

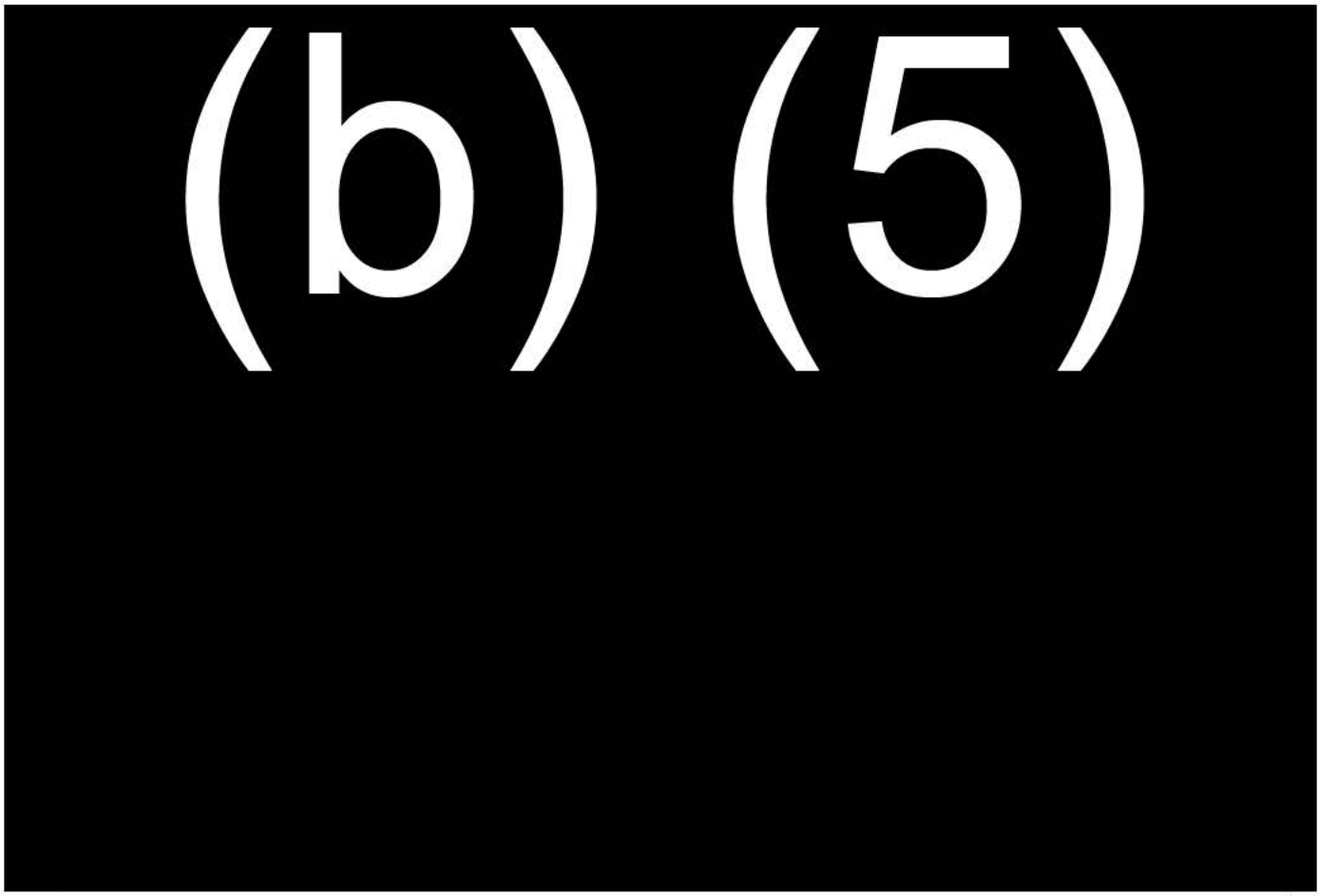
[redacted]

Stewart, Scott (OLC)

From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 2:26 PM
To: Hart, Rosemary (OLC)
Subject: FW: EO on (b) (5)
Attachments: (b) (5) EO (25 Jan 929pm)+ OLC (1 26 2017).docx

Just sent the immigration EO, so all five for tomorrow are (b) (5)

(b) (5)


(b) (5)

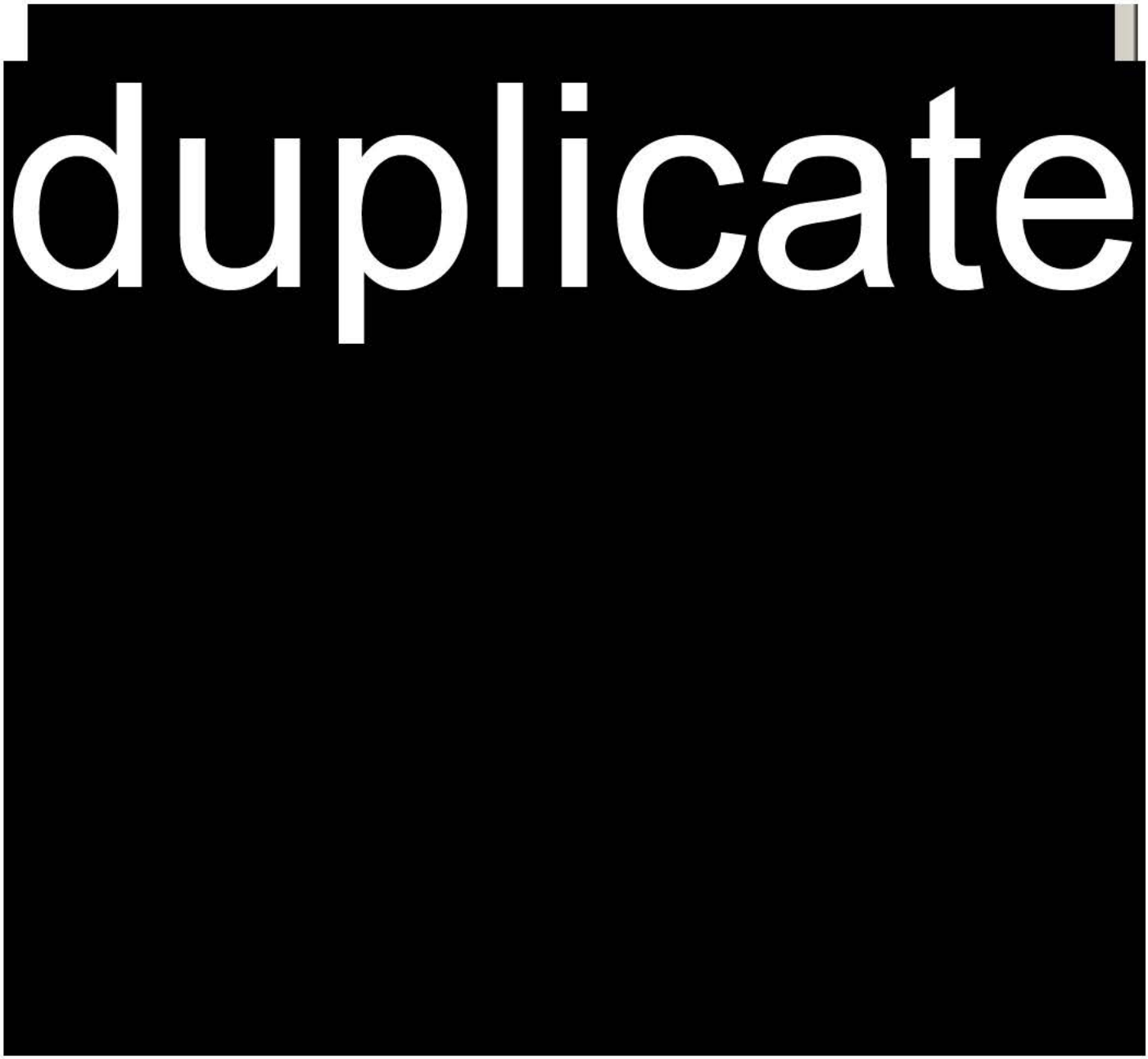
Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 2:32 PM
To: Stewart, Scott (OLC)
Subject: Re: EO on (b) (5)

Great! Thanks.

> On Jan 26, 2017, at 2:25 PM, Stewart, Scott (OLC) < (b) (6) wrote:
>

duplicate



Stewart, Scott (OLC)

From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 3:19 PM
To: Hart, Rosemary (OLC)
Subject: FW: (b) (5) EO (26 Jan 258pm) (WCHO + OLC)
Attachments: (b) (5) EO (26 Jan 258pm) (WCHO + OLC).docx

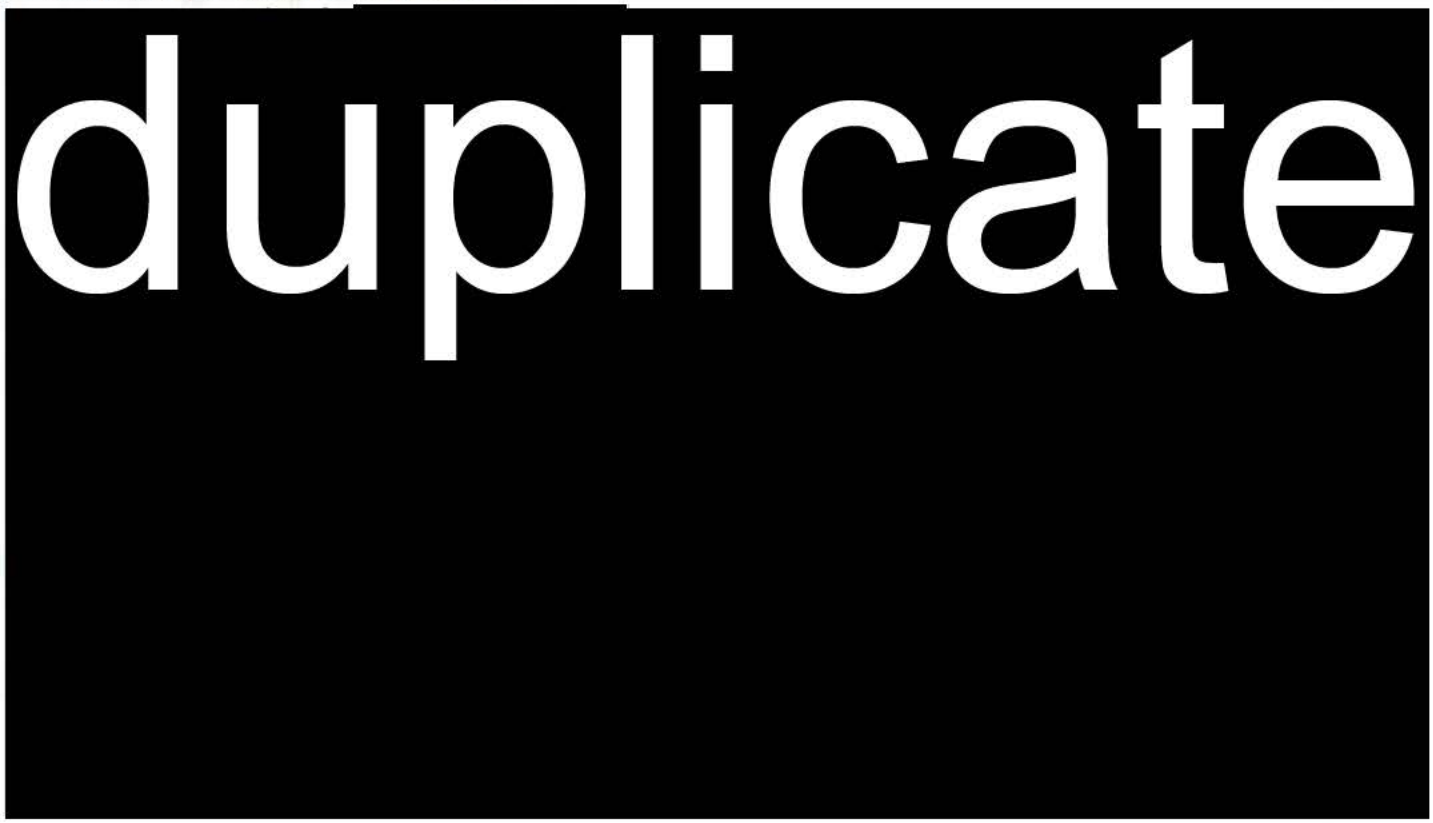
-----Original Message-----

(b) (5)

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Thursday, January 26, 2017 3:20 PM
To:	(b) (6) (OLC)
Subject:	FW: (b) (5) EO (26 Jan 258pm) (WCHO + OLC)
Attachments:	(b) (5) EO (26 Jan 258pm) (WCHO + OLC).docx

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 3:19 PM



Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 3:27 PM
To: Gannon, Curtis E. (OLC)
Subject: RE: (b) (5) EO (26 Jan 258pm) (WCHO + OLC)

Got it.

-----Original Message-----
From: Gannon, Curtis E. (OLC)
Sent: Thursday, January 26, 2017 3:23 PM
To: Hart, Rosemary (OLC) <(b) (6)>
Subject: RE: (b) (5) EO (26 Jan 258pm) (WCHO + OLC)

Rosemary, I walked off with the hard copy you printed of (b) (6)'s F&L paperwork. I don't need to you take it back, but just wanted you to know you needed to reprint it.

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 3:12 PM
To: Gannon, Curtis E. (OLC) <(b) (6)> Hart, Rosemary (OLC) <(b) (6)>
Subject: FW: (b) (5) EO (26 Jan 258pm) (WCHO + OLC)

See below. This is the first I've heard that (b) (5). I will need alert them (b) (5).

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

(b) (5)

[redacted]

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Thursday, January 26, 2017 3:54 PM
To:	Gannon, Curtis E. (OLC); Stewart, Scott (OLC); (b) (6) (OLC)
Cc:	(b) (6)
Subject:	EO Form and Legality -- Protecting the Nation (003) (1 26 2017)
Attachments:	EO Form and Legality -- Protecting the Nation (003) (1 26 2017).docx

I've (b) (5) , and also tweaked things here and there.

Would appreciate review and comments asap.

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 4:00 PM
To: (b) (6) Gannon, Curtis E. (OLC); Stewart, Scott (OLC); (b) (6) (OLC)
Subject: RE: EO Form and Legality -- Protecting the Nation (003) (1 26 2017)

Got it.

And I switched (b) (5)

From: (b) (6)
Sent: Thursday, January 26, 2017 3:59 PM
To: Hart, Rosemary (OLC) < (b) (6) Gannon, Curtis E. (OLC) < (b) (6) Stewart, Scott (OLC) < (b) (6) (b) (6) (OLC) < (b) (6)
Subject: RE: EO Form and Legality -- Protecting the Nation (003) (1 26 2017)

Looks great. Two nits:

--Add a second section symbol in (b) (5)

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 3:54 PM

duplicate

Gannon, Curtis E. (OLC)

From: Gannon, Curtis E. (OLC)
Sent: Thursday, January 26, 2017 4:01 PM
To: (b) (6) (OLC); (b) (6)
Subject: RE: EO Form and Legality -- Protecting the Nation (003) (1 26 2017)

Thank you both for the quick turnaround!

From: (b) (6) (OLC)
Sent: Thursday, January 26, 2017 4:01 PM
To: (b) (6) < (b) (6) Hart, Rosemary (OLC) < (b) (6) Gannon, Curtis E. (OLC) < (b) (6) Stewart, Scott (OLC) < (b) (6)
Subject: RE: EO Form and Legality -- Protecting the Nation (003) (1 26 2017)

It otherwise looks good to me.

From: (b) (6)
Sent: Thursday, January 26, 2017 4:00 PM
To: Hart, Rosemary (OLC) < (b) (6) Gannon, Curtis E. (OLC) < (b) (6) Stewart, Scott (OLC) < (b) (6) >; (b) (6) (OLC) < (b) (6)
Subject: RE: EO Form and Legality -- Protecting the Nation (003) (1 26 2017)

Hit send too soon. Here are my suggestions:

Add a second section symbol in (b) (5) citation; and
In first sentence of the last substantive paragraph, add a comma after (b) (5)

From: (b) (6)
Sent: Thursday, January 26, 2017 3:59 PM

duplicate

duplicate

Stewart, Scott (OLC)

From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 4:04 PM
To: Hart, Rosemary (OLC); Gannon, Curtis E. (OLC)
Subject: RE: (b) (5) EO (26 Jan 258pm) (WCHO + OLC)

(b) (5)
So we'll see. I'll stand ready.

-----Original Message-----
From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 3:48 PM
To: Stewart, Scott (OLC) < (b) (6) Gannon, Curtis E. (OLC)
< (b) (6)
Subject: RE: (b) (5) EO (26 Jan 258pm) (WCHO + OLC)

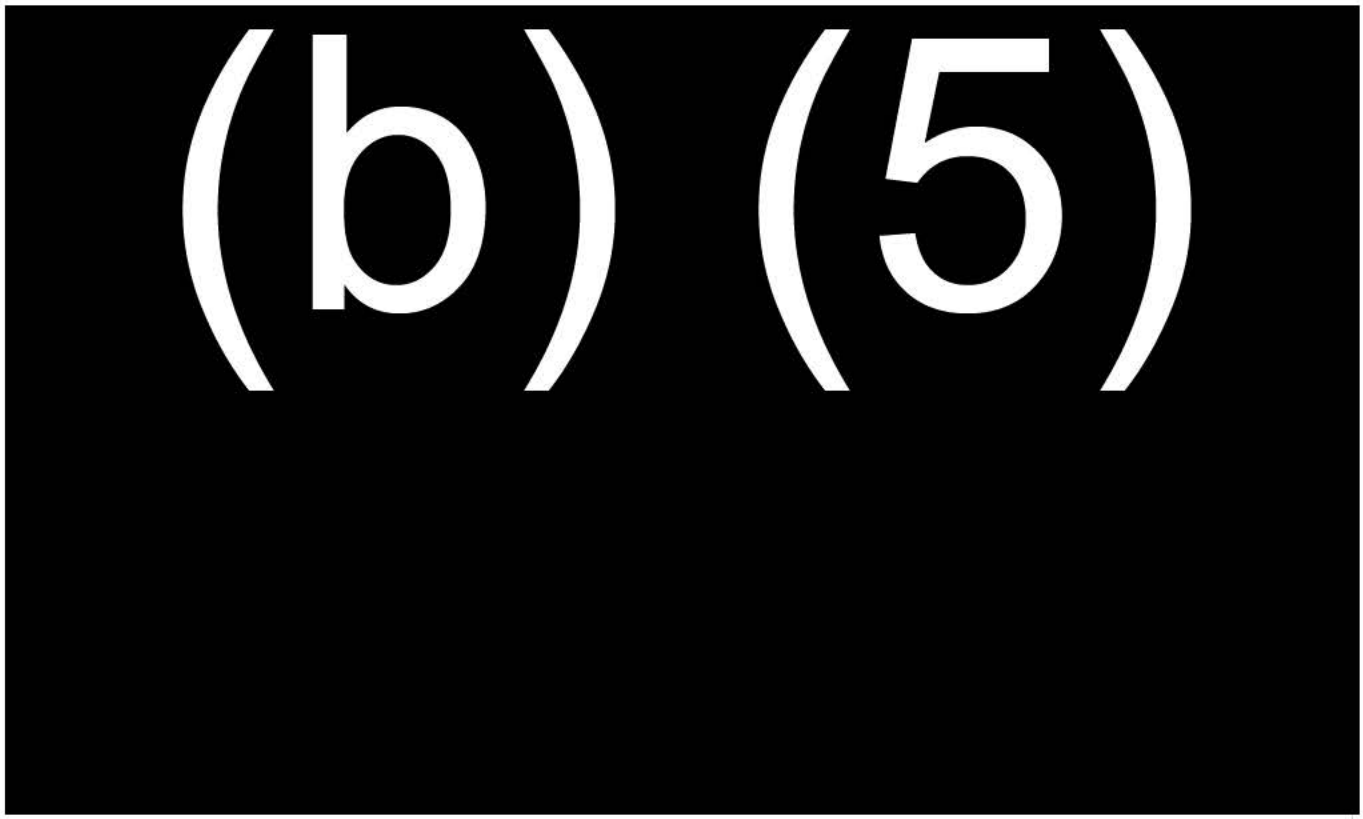
agree

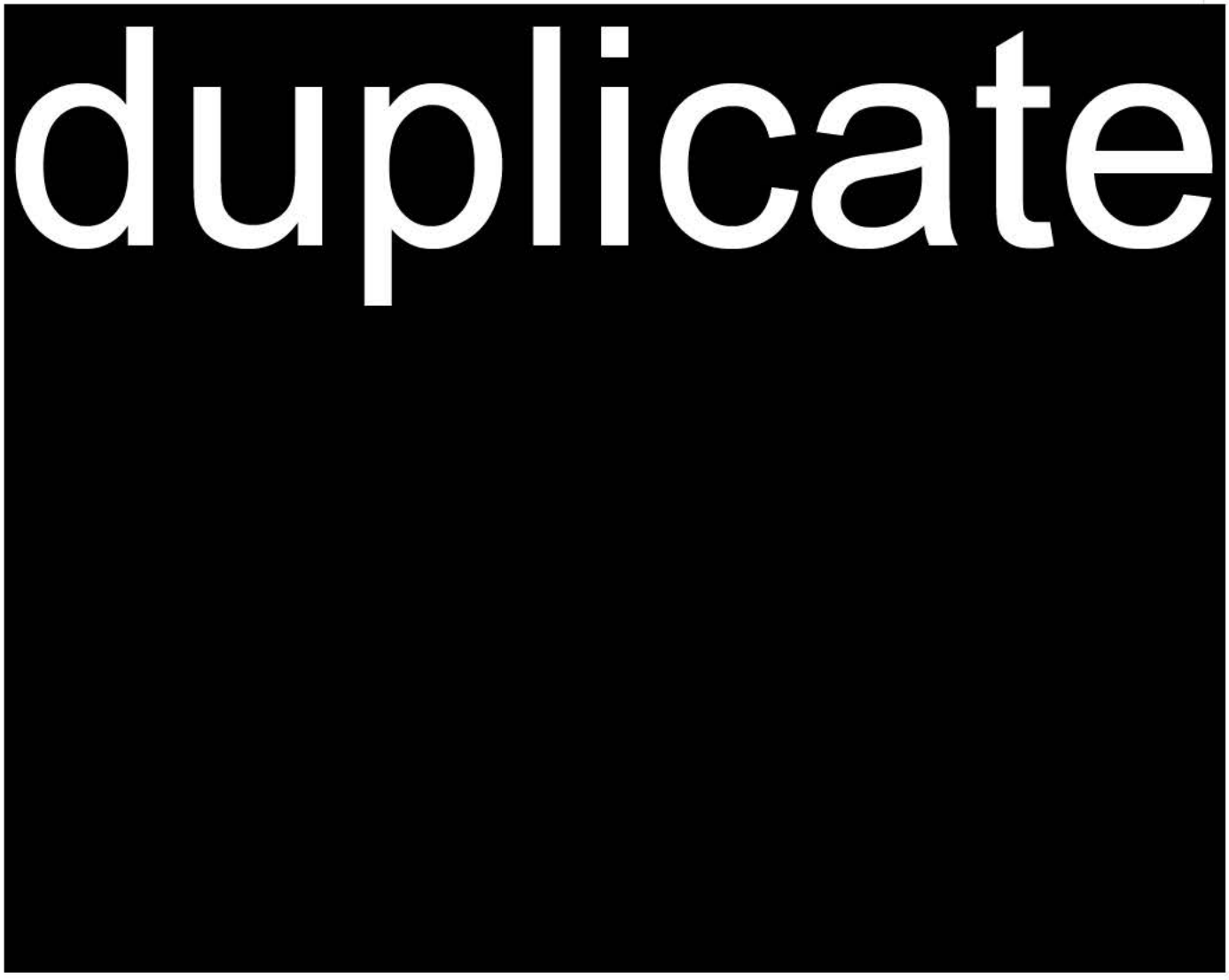
-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 3:46 PM
To: Gannon, Curtis E. (OLC) < (b) (6) Hart, Rosemary (OLC) < (b) (6)
Subject: FW: (b) (5) EO (26 Jan 258pm) (WCHO + OLC)

FYI. (b) (5)

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

(b) (5)





duplicate


duplicate

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Thursday, January 26, 2017 4:04 PM
To:	(b) (6) (OLC); Gannon, Curtis E. (OLC)
Cc:	(b) (6) ; Stewart, Scott (OLC)
Subject:	EO Form and Legality -- Protecting the Nation (003) (1 26 2017)
Attachments:	EO Form and Legality -- Protecting the Nation (003) (1 26 2017).docx

With (b) (6)'s and Scott's edits.

Gannon, Curtis E. (OLC)

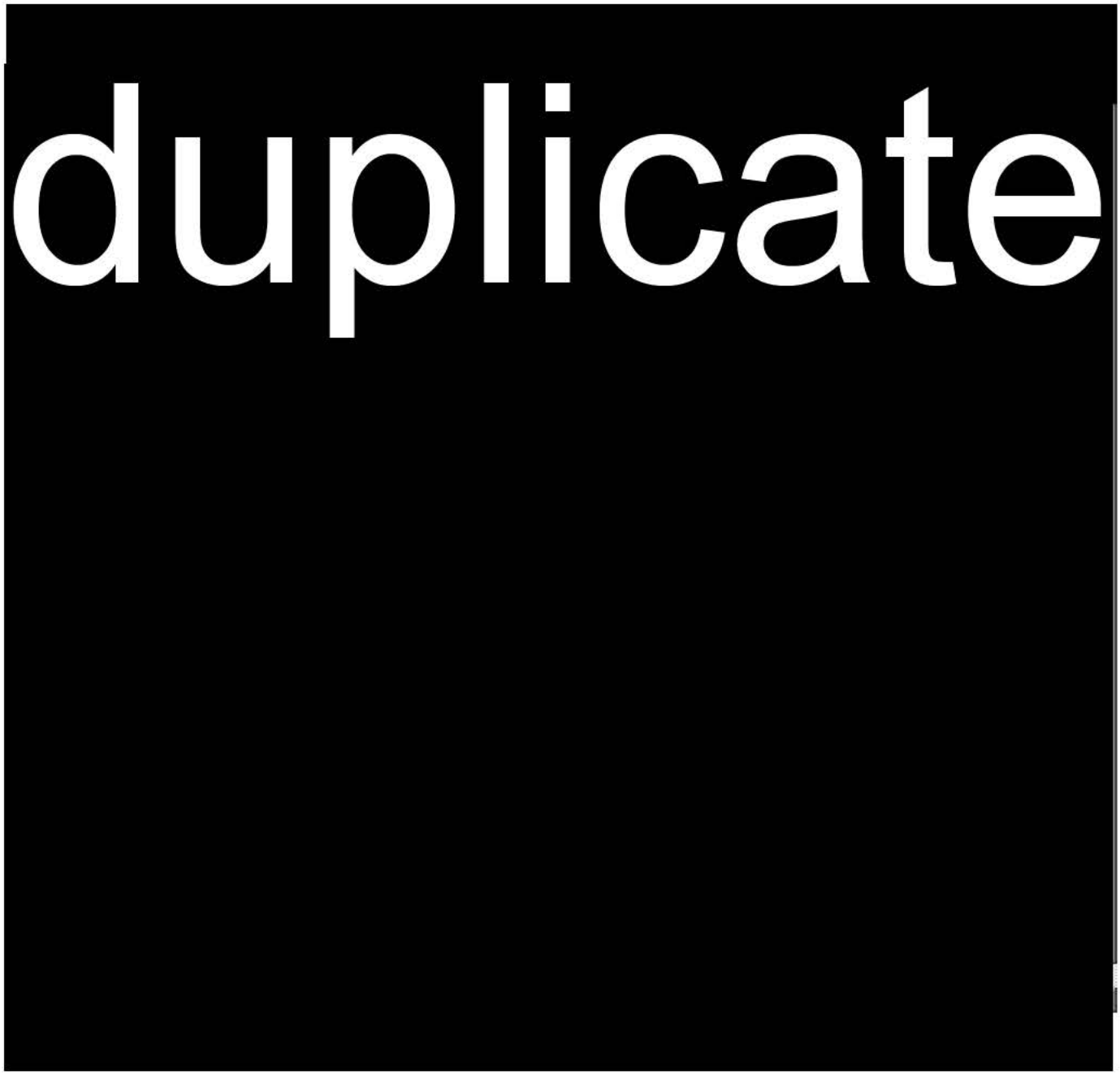
From: Gannon, Curtis E. (OLC)
Sent: Thursday, January 26, 2017 4:05 PM
To: Stewart, Scott (OLC)
Subject: RE: (b) (5) EO (26 Jan 258pm) (WCHO + OLC)

I have a couple of non-substantive nits. Could Bash call me at (b) (6)

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 4:04 PM

duplicate

duplicate



Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 4:22 PM
To: Gannon, Curtis E. (OLC)
Subject: RE: EO Form and Legality -- Protecting the Nation (003) (1 26 2017)

We use them. I will add to (b) (5). Let me know when you have your mark-up and I'll come down to get it.

From: Gannon, Curtis E. (OLC)
Sent: Thursday, January 26, 2017 4:16 PM
To: Hart, Rosemary (OLC) <(b) (6)>
Subject: RE: EO Form and Legality -- Protecting the Nation (003) (1 26 2017)

Do we use quotation marks around parenthetical acronym definitions? (b) (5) .)

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 4:04 PM

duplicate

Gannon, Curtis E. (OLC)

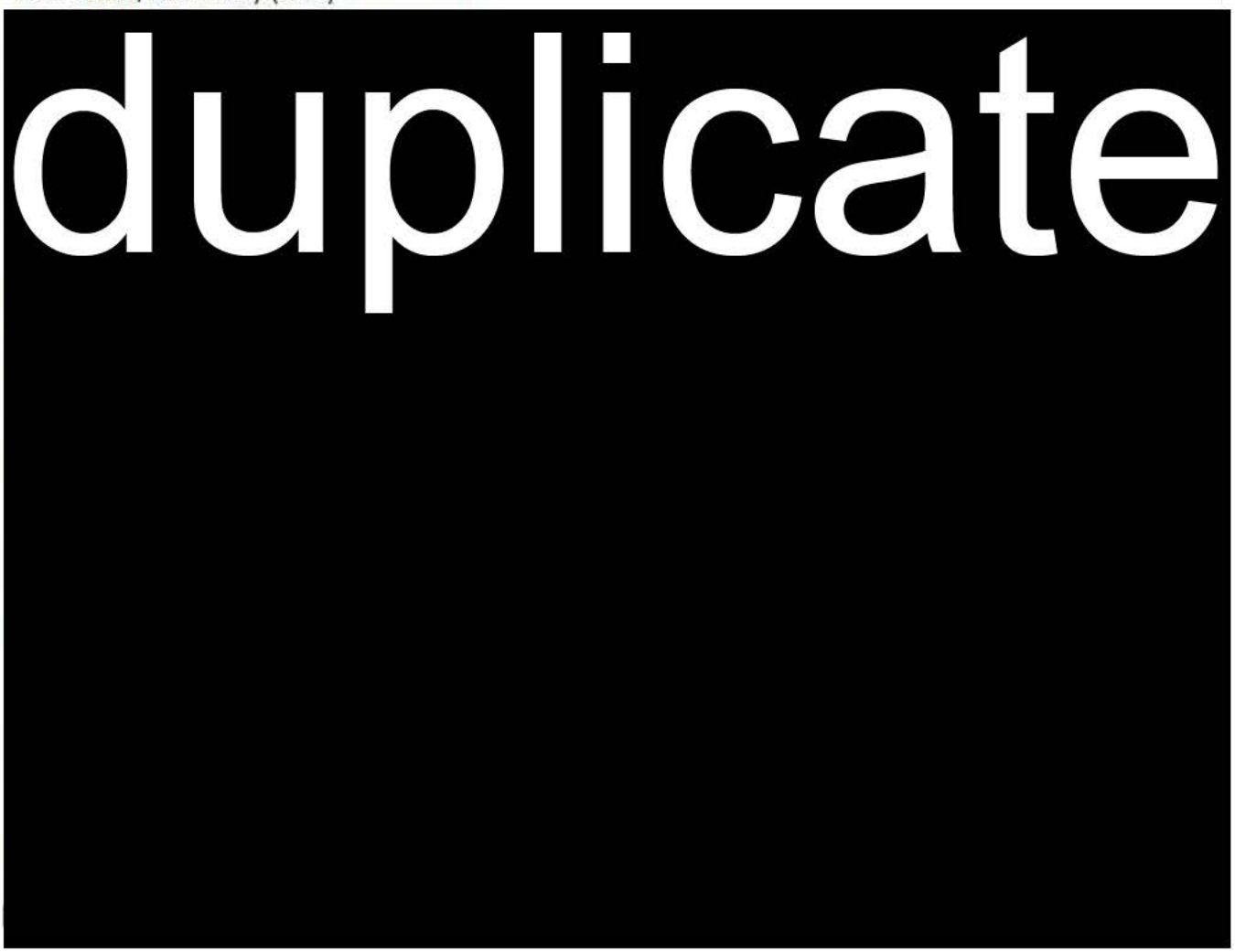
From: Gannon, Curtis E. (OLC)
Sent: Thursday, January 26, 2017 4:24 PM
To: Stewart, Scott (OLC); Hart, Rosemary (OLC)
Subject: RE: (b) (5) EO (26 Jan 258pm) (WCHO + OLC)

He called me. I said we'd need a clean copy back.

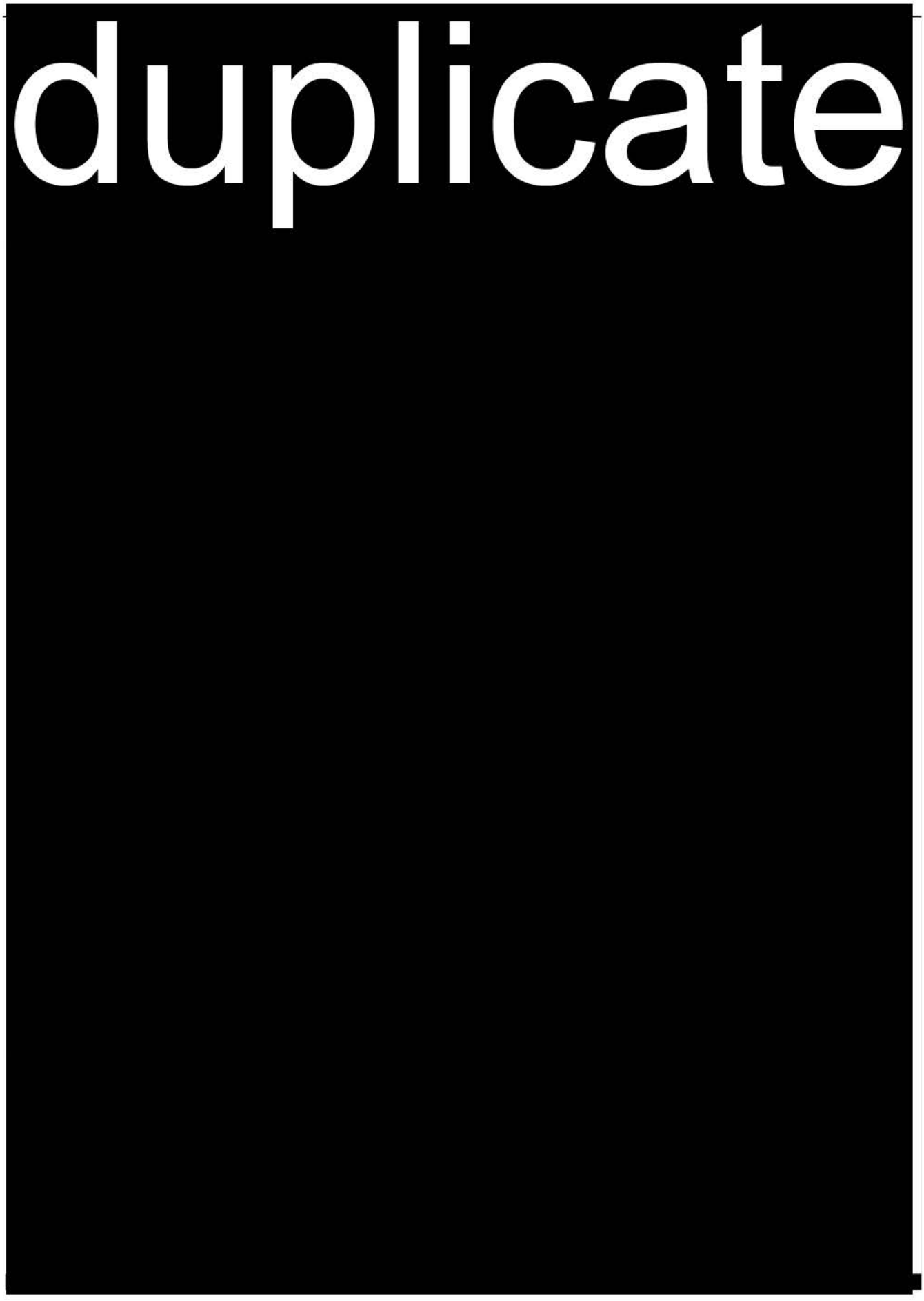
-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 4:23 PM
To: Hart, Rosemary (OLC) <(b) (6)>; Gannon, Curtis E. (OLC) <[redacted]>
Subject: RE: (b) (5) EO (26 Jan 258pm) (WCHO + OLC)

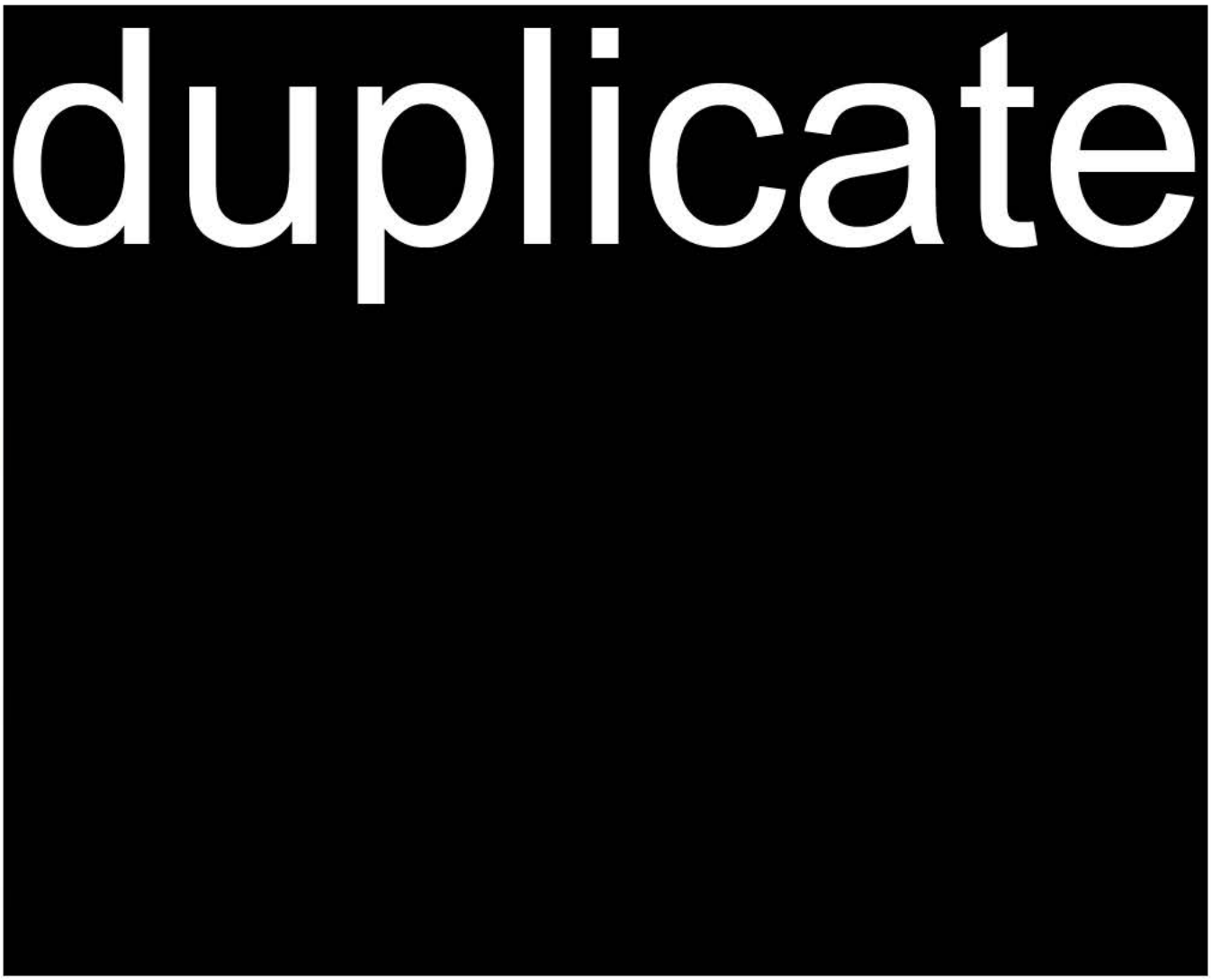
Curtis, I'm presuming Bash called you a bit ago re nits. Still no word on any further version or action from the WH.

-----Original Message-----
From: Hart, Rosemary (OLC)



duplicate





Stewart, Scott (OLC)

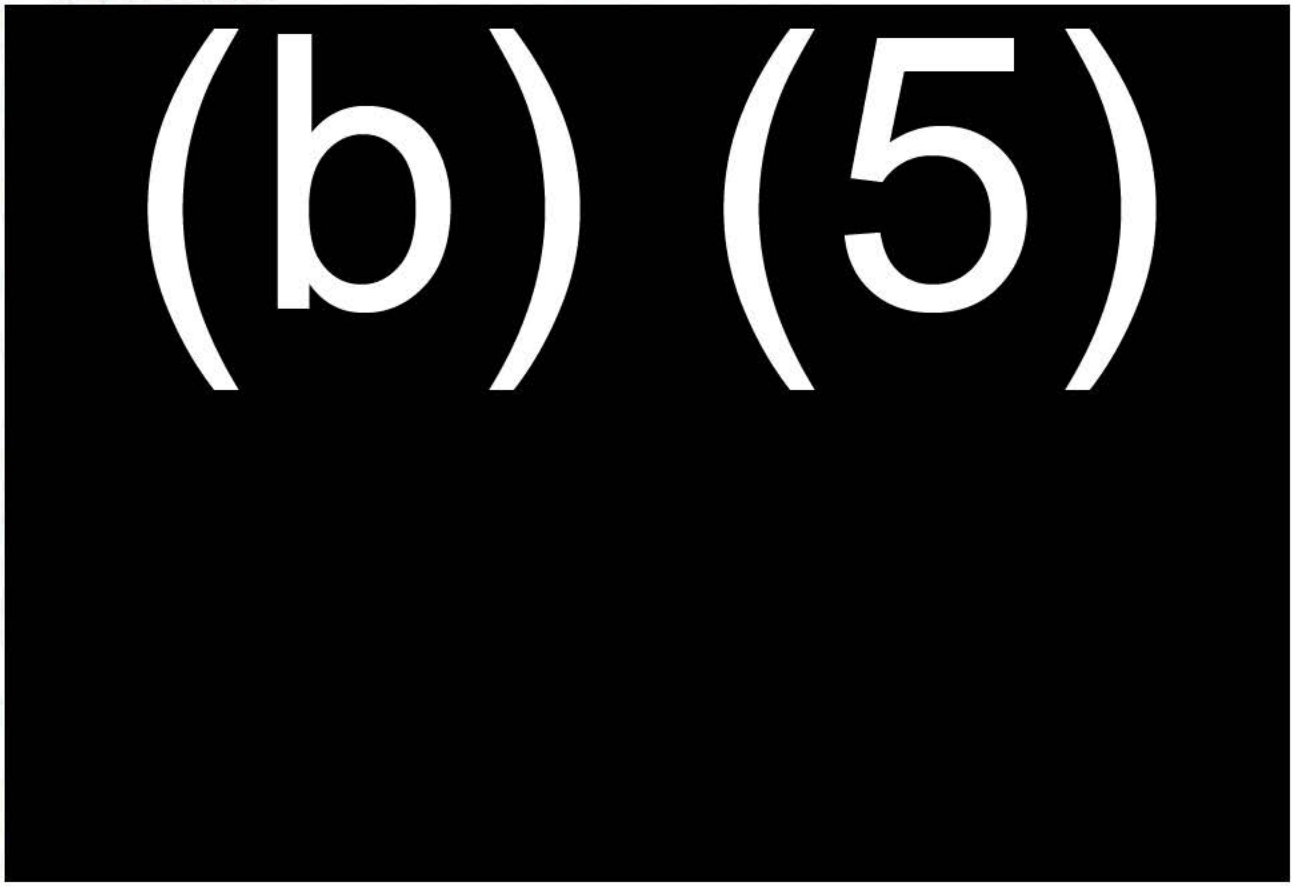
From:	Stewart, Scott (OLC)
Sent:	Thursday, January 26, 2017 5:20 PM
To:	Gannon, Curtis E. (OLC); Hart, Rosemary (OLC)
Cc:	Stewart, Scott (OLC)
Subject:	RE: Confirmation on next steps
Attachments:	Redline of (b) (5) .DOCX; Redline of (b) (5) .DOCX; Redline of (b) (5) .docx

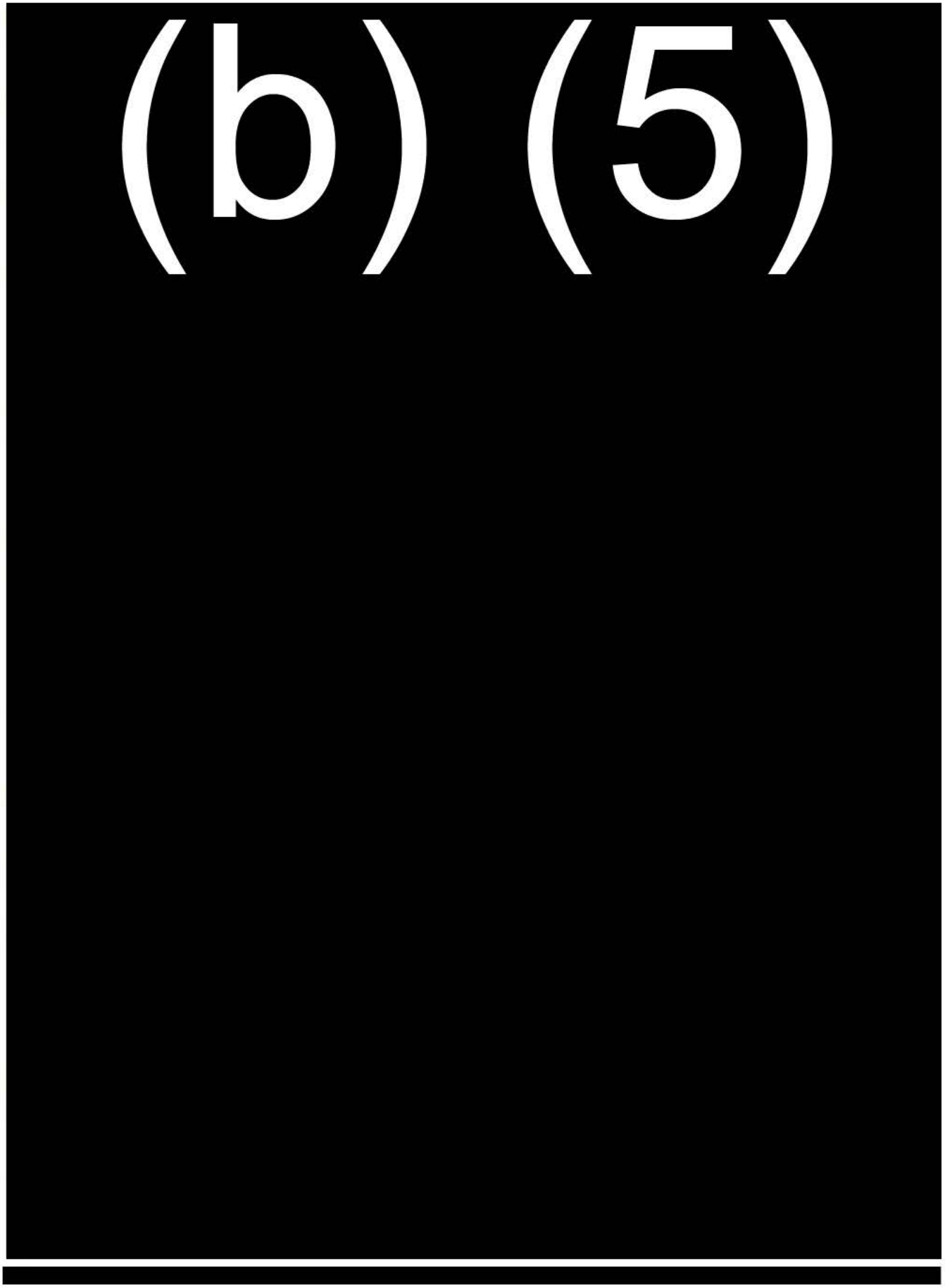
Attached are the redlines of the three purportedly definite national-security memoranda for tomorrow. On quick look, the edits do not look extensive.

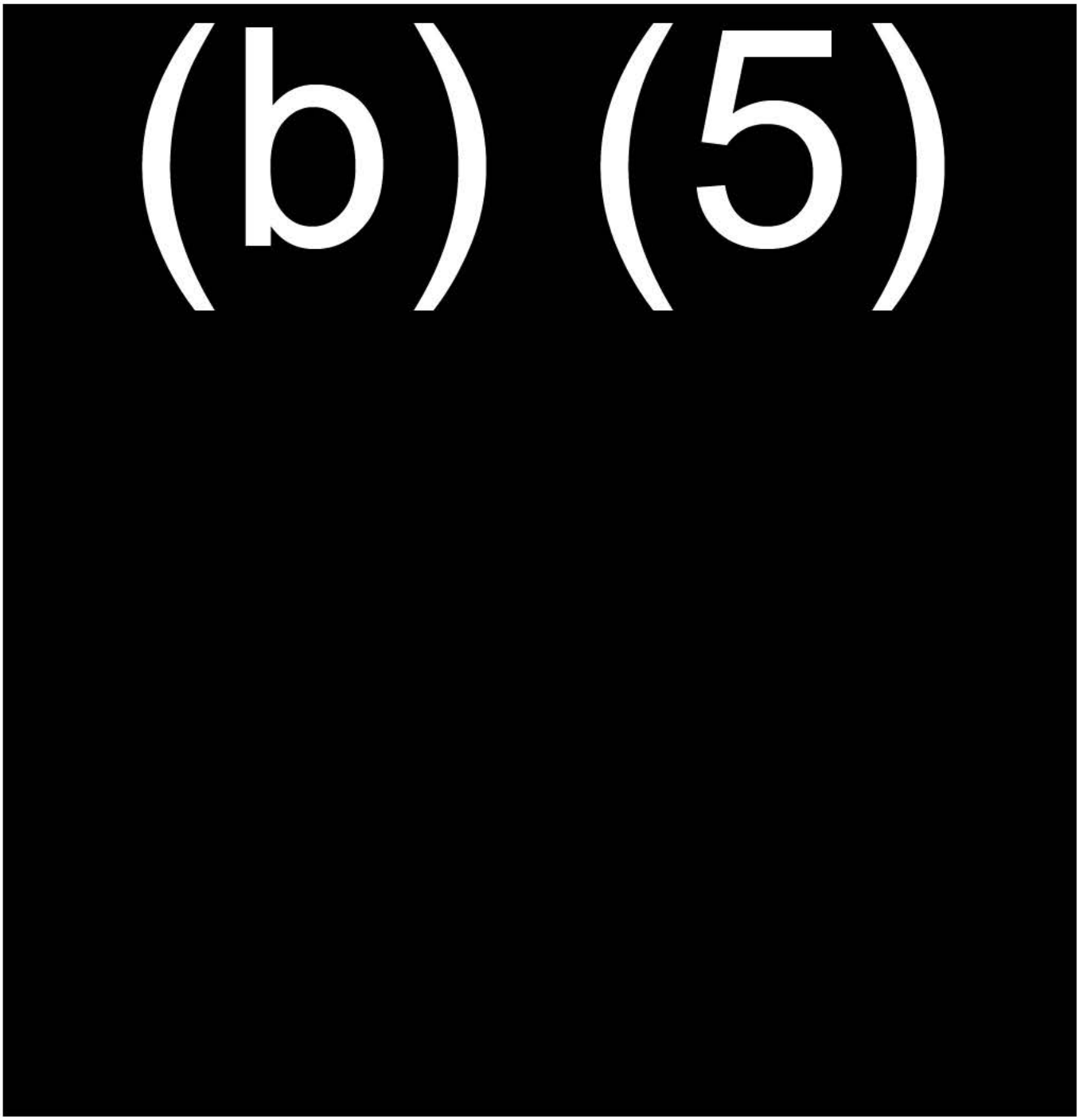
-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 5:06 PM
To: Gannon, Curtis E. (OLC) <(b) (6) Hart, Rosemary (OLC) <(b) (6) >
Subject: FW: Confirmation on next steps

Rosemary -- could you please also send me our last (b) (5) turn, and I'll create redlines for the three "definites," as John describes them.

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




(b) (5)


(b) (5)

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Thursday, January 26, 2017 5:29 PM
To:	(b) (6) (OLC); (b) (6) (OLC); (b) (6) (OLC)
Cc:	(b) (6)
Subject:	IMPORTANT: POTUS docs for Friday -- ANOTHER CHANGE IN PLANS
Attachments:	Redline of (b) (5) .DOCX; Redline of (b) (5) .DOCX; Redline of (b) (5) .docx
Importance:	High

All: Sorry for the starts and stops over the past 2 days. (b) (5)

(b) (5)

They are all PMs, so don't need F&L, but we still need to do another read-through. Scott has prepared these redlines, which reflect (b) (5) comments made since we saw these last Saturday. On a quick look, (b) (5).

Please review as soon as you can.

I don't have any information on the (b) (5) EOs that we'd been told are on for tomorrow. That's on hold right now.

Thanks,
Rosemary

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 5:49 PM
To: (b) (6)
Subject: RE: Confirmation on next steps

Thanks!

-----Original Message-----
From: (b) (6)
Sent: Thursday, January 26, 2017 5:49 PM
To: Hart, Rosemary (OLC) < (b) (6)
Subject: RE: Confirmation on next steps

Thanks very much, Rosemary. I'm headed for the train in about ten minutes but will remain available.

-----Original Message-----
From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 5:46 PM
To: (b) (6) < (b) (6)
Subject: FW: Confirmation on next steps

FYI

-----Original Message-----
From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 5:45 PM
To: Stewart, Scott (OLC) < (b) (6)
Cc: Gannon, Curtis E. (OLC) < (b) (6)
Subject: RE: Confirmation on next steps

They already did the F&Ls for the (b) (5) EOs (pending changes by WH), so we are in good shape for those.

I'll let them know that the (b) (5) ones are off the table for Friday as far as we know, but we'll let them know asap if that changes.

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 5:41 PM
To: Hart, Rosemary (OLC) < (b) (6)
Cc: Gannon, Curtis E. (OLC) < (b) (6)
Subject: FW: Confirmation on next steps

John just called to confirm (b) (5)
. I'm not sure whether to go with that. Rosemary, would it make sense for folks on the (b) (5) related EOs to start preparing E&I

would it make sense for folks on the (b) (5) -related EOs to start preparing R&L paperwork with the goal of finishing it by mid-morning tomorrow? (If anyone on a (b) (5) one has a national-security one, we'd keep that person working on the national-security one, though.) You're closer to our resources than I am, and I invite your views on what is best. I know that it's tricky because we still don't have great information. But, as discussed at different times today, I don't want to act in a way that will needlessly sap morale or the resources needed to handle the priority EOs and to do the job right. So maybe we can discuss.

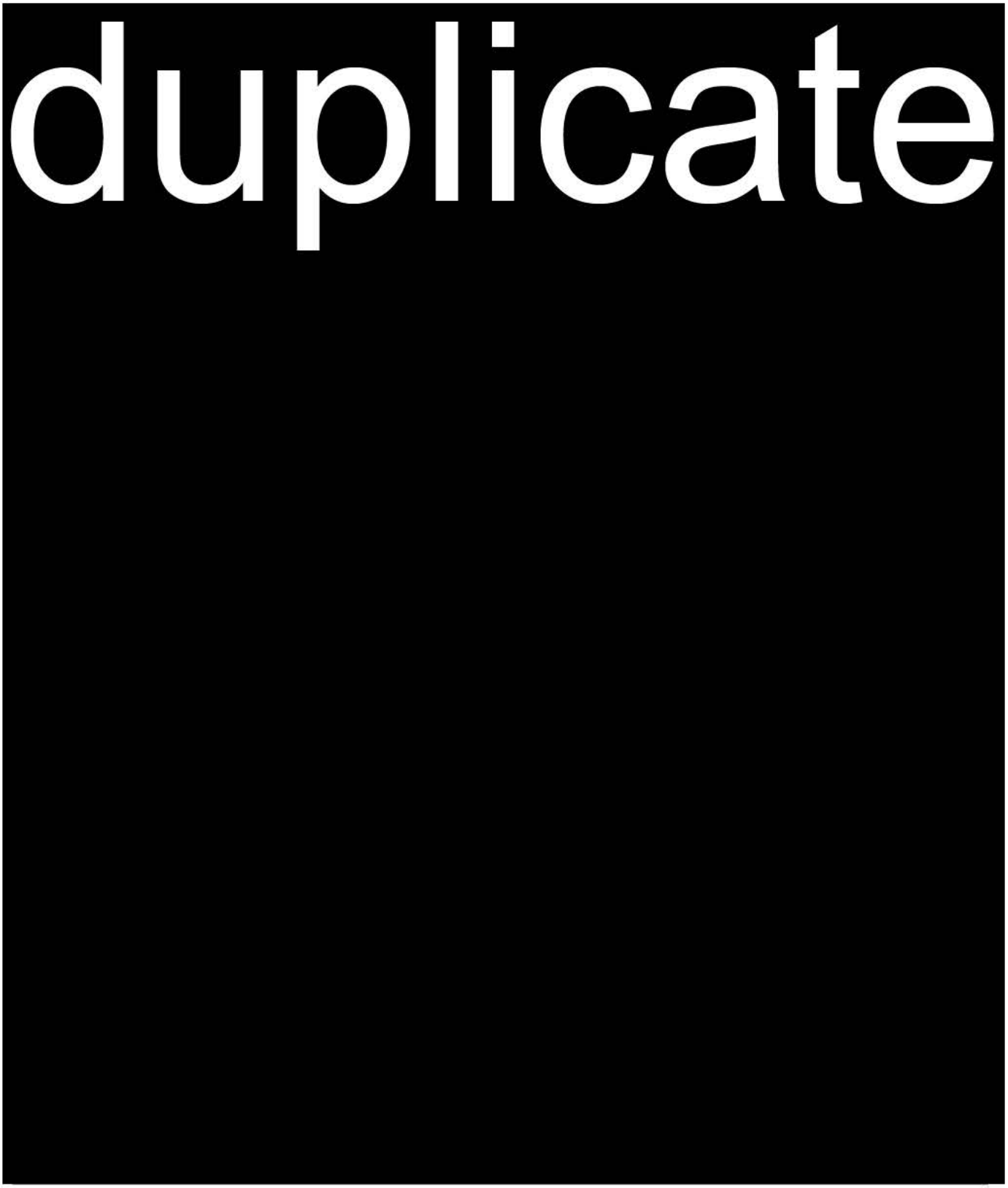
-----Original Message-----

(b) (5)

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

duplicate

duplicate



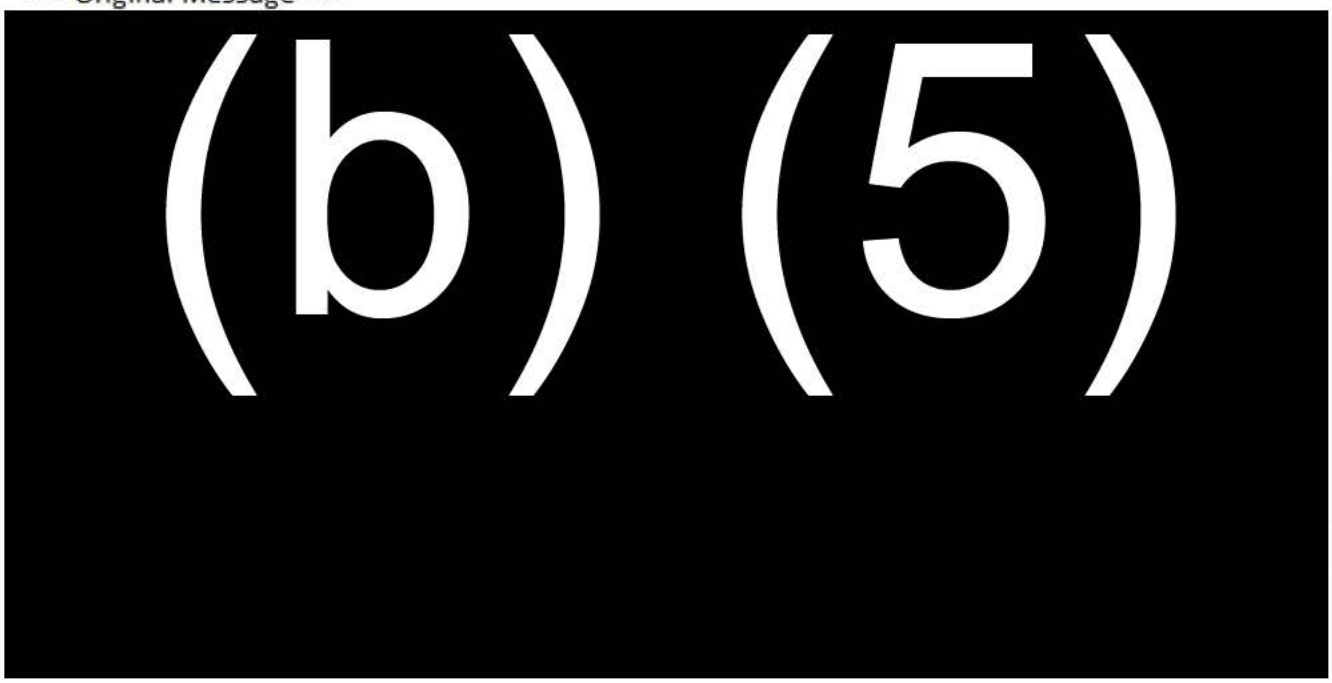
Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Thursday, January 26, 2017 5:55 PM
To:	Stewart, Scott (OLC)
Cc:	Gannon, Curtis E. (OLC)
Subject:	RE: (b) (5) EO

OK.
(b) (5) ?

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 5:51 PM
To: Hart, Rosemary (OLC) < (b) (6)
Cc: Gannon, Curtis E. (OLC) < (b) (6)
Subject: FW: (b) (5) EO

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



Gannon, Curtis E. (OLC)

From: Gannon, Curtis E. (OLC)
Sent: Thursday, January 26, 2017 6:23 PM
To: Hart, Rosemary (OLC); Stewart, Scott (OLC)
Subject: RE: (b) (5) EO

WHAT IF I SEND SOMETHING LIKE THIS? COMMENTS?

(b) (5)

(b) (5)

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

duplicate

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 6:29 PM
To: Gannon, Curtis E. (OLC); Stewart, Scott (OLC)
Subject: RE: (b) (5) EO

Looks good. I have made some small suggestions.....

-----Original Message-----
From: Gannon, Curtis E. (OLC)
Sent: Thursday, January 26, 2017 6:23 PM
To: Hart, Rosemary (OLC) < (b) (6) Stewart, Scott (OLC) < (b) (6)
Subject: RE: (b) (5) EO

WHAT IF I SEND SOMETHING LIKE THIS? COMMENTS?

(b) (5)

(b) (5)

duplicate

duplicate

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 6:38 PM
To: Stewart, Scott (OLC); Gannon, Curtis E. (OLC); Stewart, Scott (OLC)
Subject: RE: (b) (5) EO

I like it.

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 6:35 PM
To: Gannon, Curtis E. (OLC) < (b) (6) Hart, Rosemary (OLC)
< (b) (6) Stewart, Scott (OLC) < (b) (6)
Subject: RE: (b) (5) EO

Curtis, as discussed, a proposed first sentence: (b) (5)
.

-----Original Message-----
From: Gannon, Curtis E. (OLC) [mailto: (b) (6)
Sent: Thursday, January 26, 2017 6:31 PM
To: Hart, Rosemary (OLC) < (b) (6) Stewart, Scott (OLC) < (b) (6)
Subject: RE: (b) (5) EO

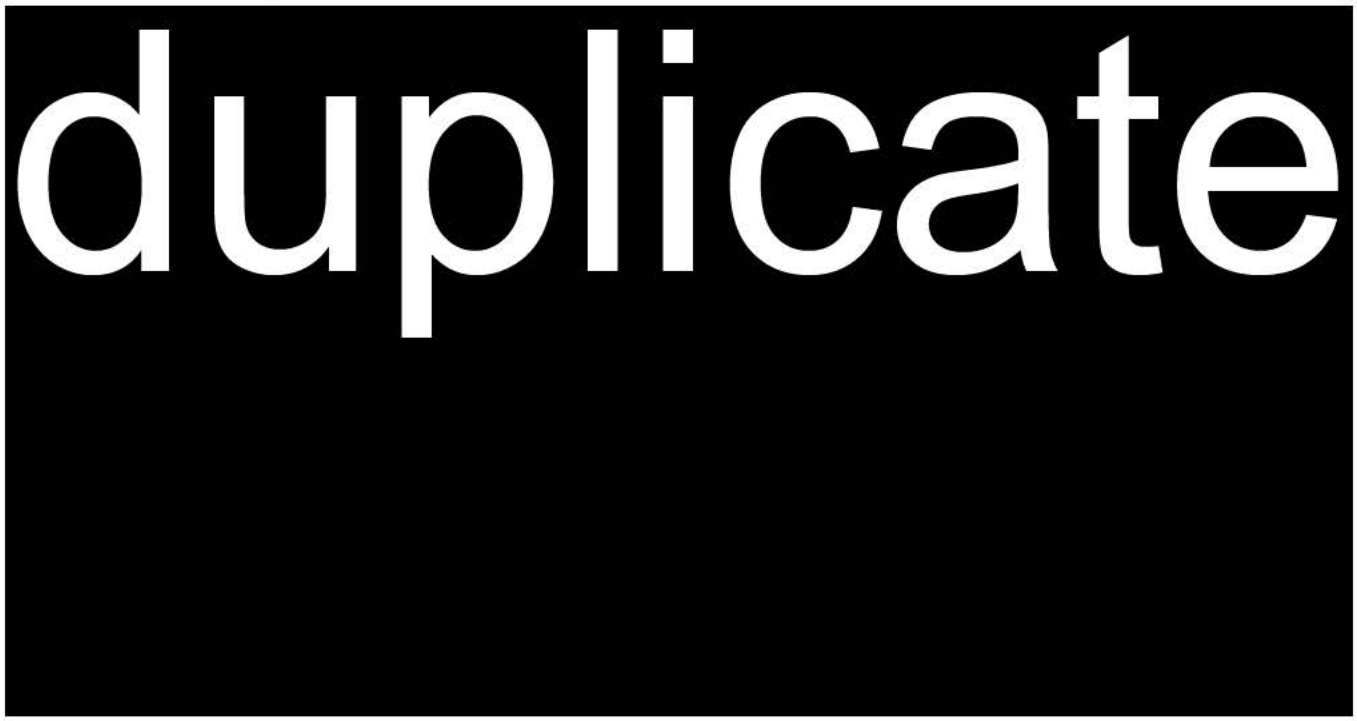
This includes Rosemary's changes to paragraph 2, and corrects the second parenthetical in paragraph 1.

-----Original Message-----
From: Gannon, Curtis E. (OLC)
Sent: Thursday, January 26, 2017 6:22 PM
To: Hart, Rosemary (OLC) < (b) (6) Stewart, Scott (OLC) < (b) (6)
Subject: RE: (b) (5) EO

(b) (5)

(b) (5)

(b) (5)



Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 8:07 PM
To: Stewart, Scott (OLC); Gannon, Curtis E. (OLC)
Subject: RE: (b) (5) EO

(b) (5)

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Thursday, January 26, 2017 7:52 PM
To: Hart, Rosemary (OLC) < (b) (6) Gannon, Curtis E. (OLC) < (b) (6)
Subject: RE: (b) (5) EO

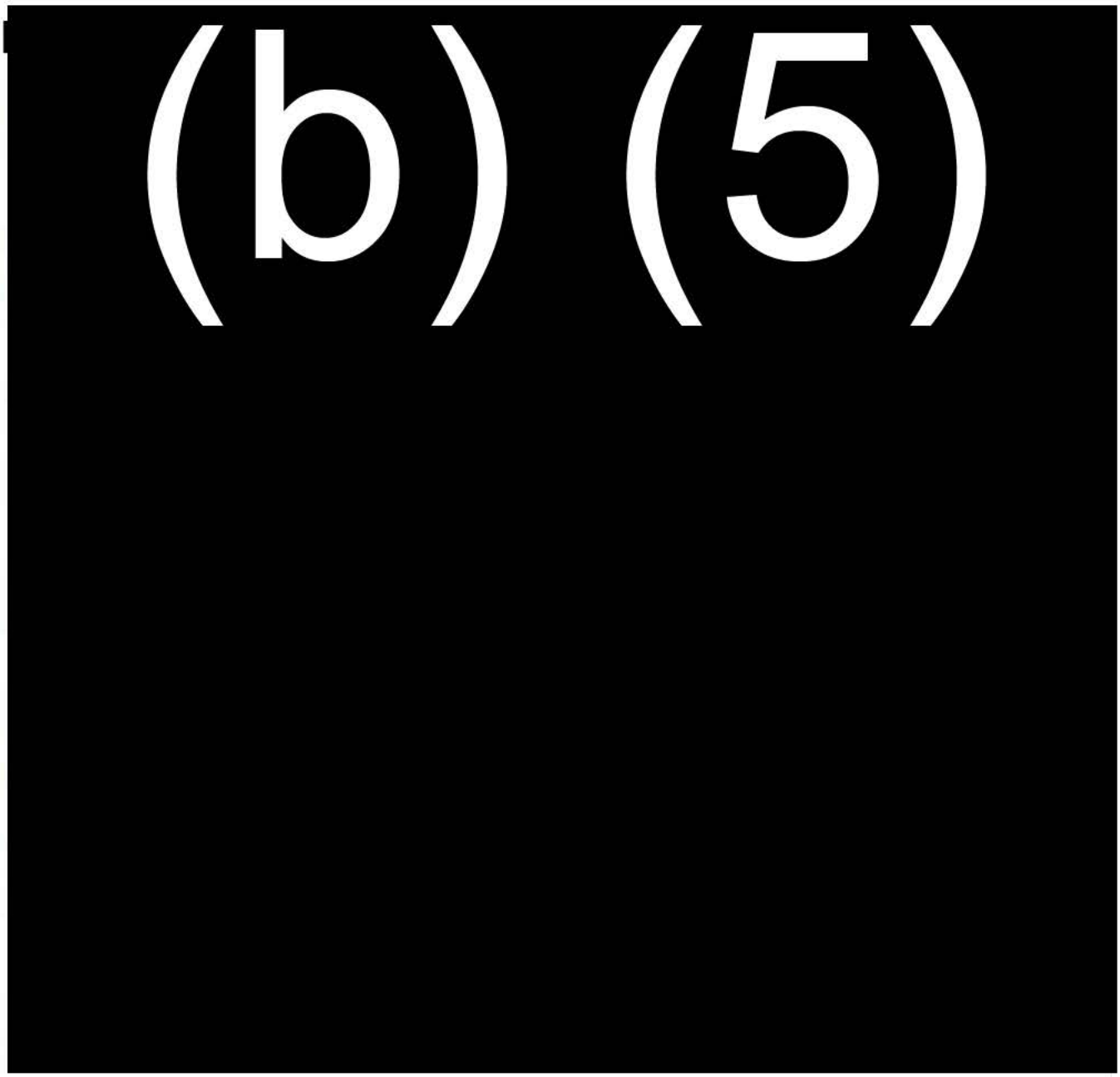
Rosemary's points sound right to me. One further observation: (b) (5)

-----Original Message-----
From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 7:43 PM
To: Gannon, Curtis E. (OLC) < (b) (6) Stewart, Scott (OLC)
< (b) (6)
Subject: FW: (b) (5) EO

(b) (5)

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

(b) (5)



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

duplicate

Gannon, Curtis E. (OLC)

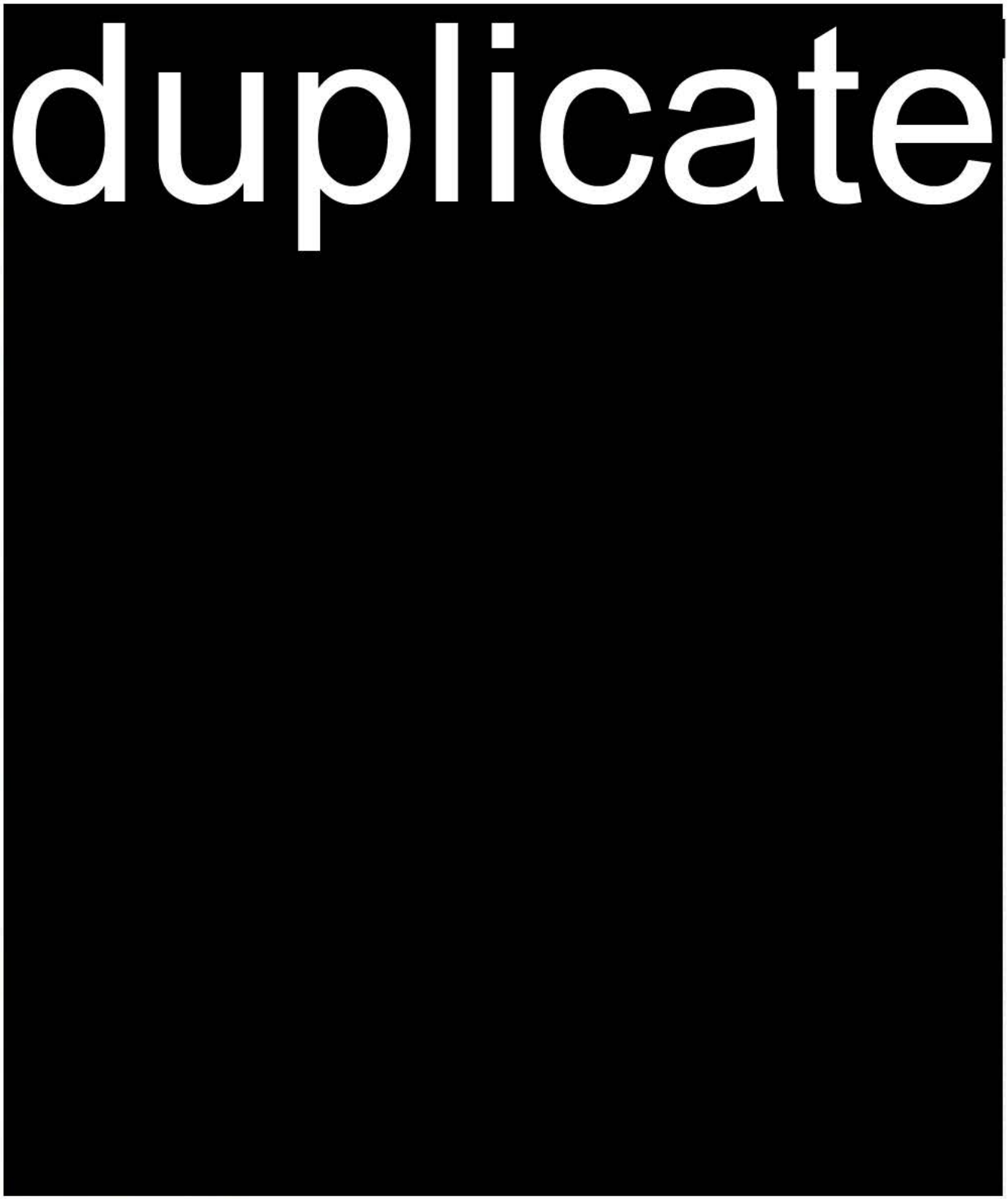
From: Gannon, Curtis E. (OLC)
Sent: Thursday, January 26, 2017 8:22 PM
To: Hart, Rosemary (OLC); Stewart, Scott (OLC)
Subject: RE: (b) (5) EO

So, how about this as a response?

(b) (5)

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

duplicate



Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Thursday, January 26, 2017 8:25 PM
To: Gannon, Curtis E. (OLC); Stewart, Scott (OLC)
Subject: RE: (b) (5) EO

Looks good. A couple of nits.

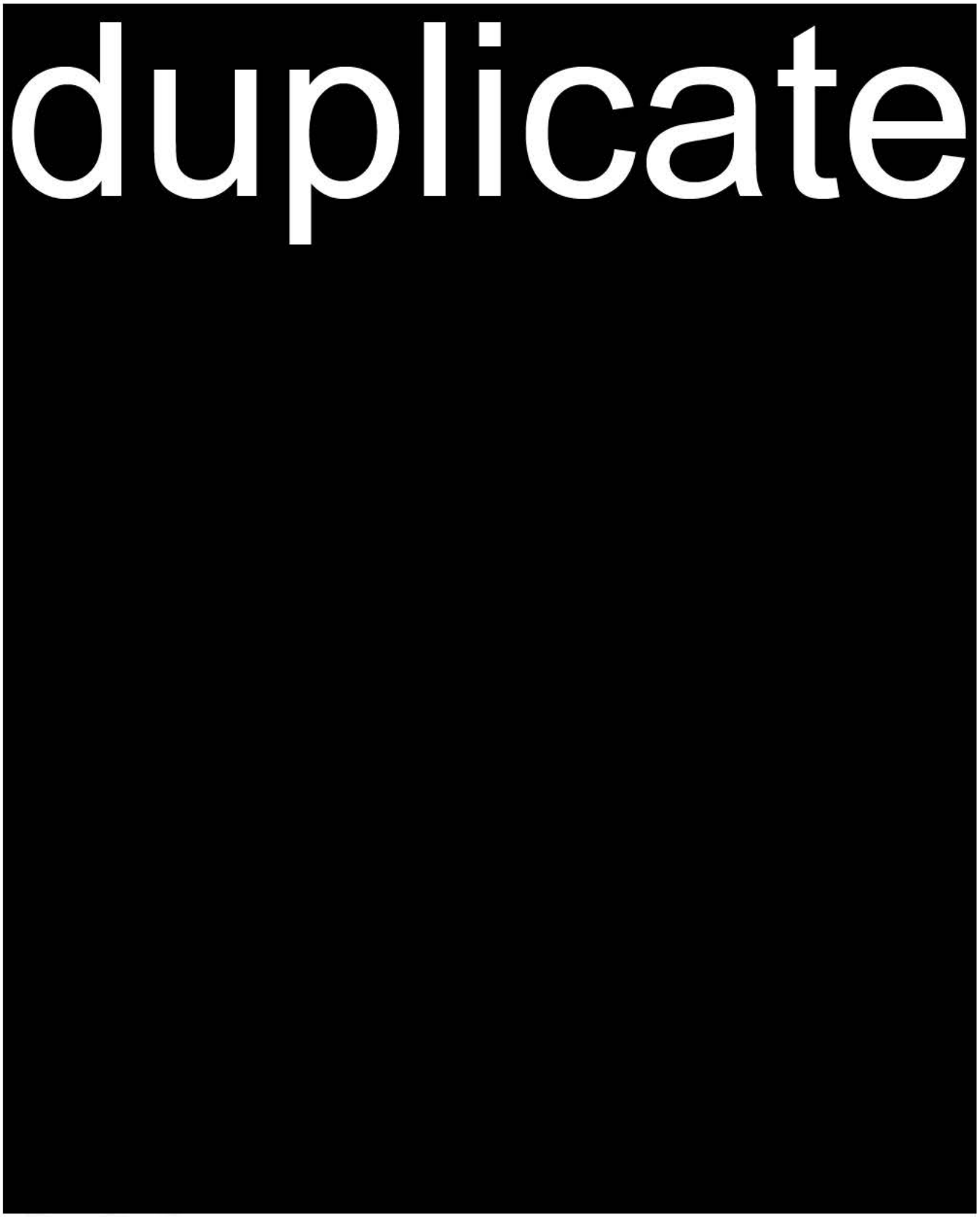
-----Original Message-----
From: Gannon, Curtis E. (OLC)
Sent: Thursday, January 26, 2017 8:22 PM
To: Hart, Rosemary (OLC) < (b) (6) Stewart, Scott (OLC) < (b) (6)
Subject: RE: (b) (5) EO

So, how about this as a response?

(b) (5)

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

duplicate



Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Friday, January 27, 2017 10:07 AM
To:	Stewart, Scott (OLC); Gannon, Curtis E. (OLC)
Cc:	Stewart, Scott (OLC)
Subject:	RE: (b) (5) -- FINAL

thanks

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Friday, January 27, 2017 10:06 AM
To: Hart, Rosemary (OLC) < (b) (6) Gannon, Curtis E. (OLC) < (b) (6)
Cc: Stewart, Scott (OLC) < (b) (6)
Subject: RE: (b) (5) -- FINAL

Just got it a couple minutes ago. I'll send it, with a redline, momentarily.

-----Original Message-----
From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 9:56 AM
To: Stewart, Scott (OLC) < (b) (6) Gannon, Curtis E. (OLC)
< (b) (6)
Cc: Stewart, Scott (OLC) < (b) (6)
Subject: RE: (b) (5) -- FINAL

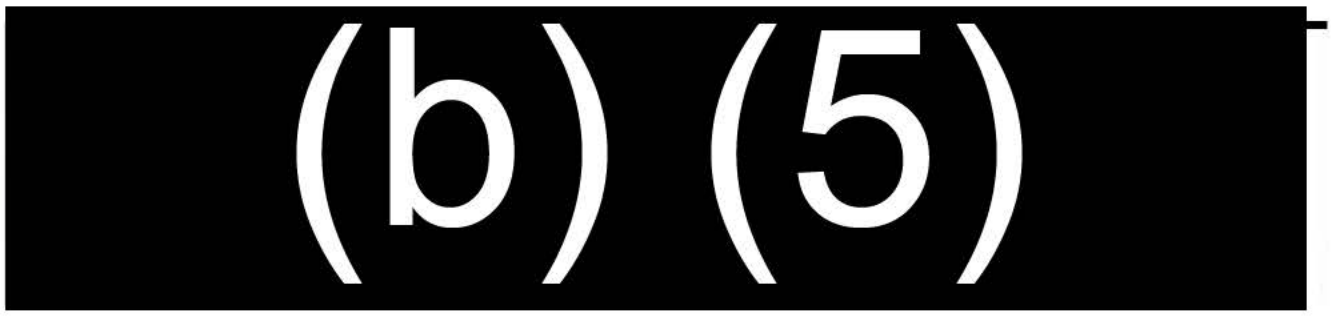
Do we have a final yet for Protecting the Nation? I heard radio reports on this today, with a lot of detail.

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Friday, January 27, 2017 9:52 AM
To: Gannon, Curtis E. (OLC) < (b) (6)
Cc: Hart, Rosemary (OLC) < (b) (6) Stewart, Scott (OLC) < (b) (6)
Subject: FW: (b) (5) -- FINAL

Curtis -- attached is the clean, purportedly final version of (b) (5). I've also attached a redline showing changes from our last turn. We've been reviewing and will do the same as the others arrive.

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

(b) (5)

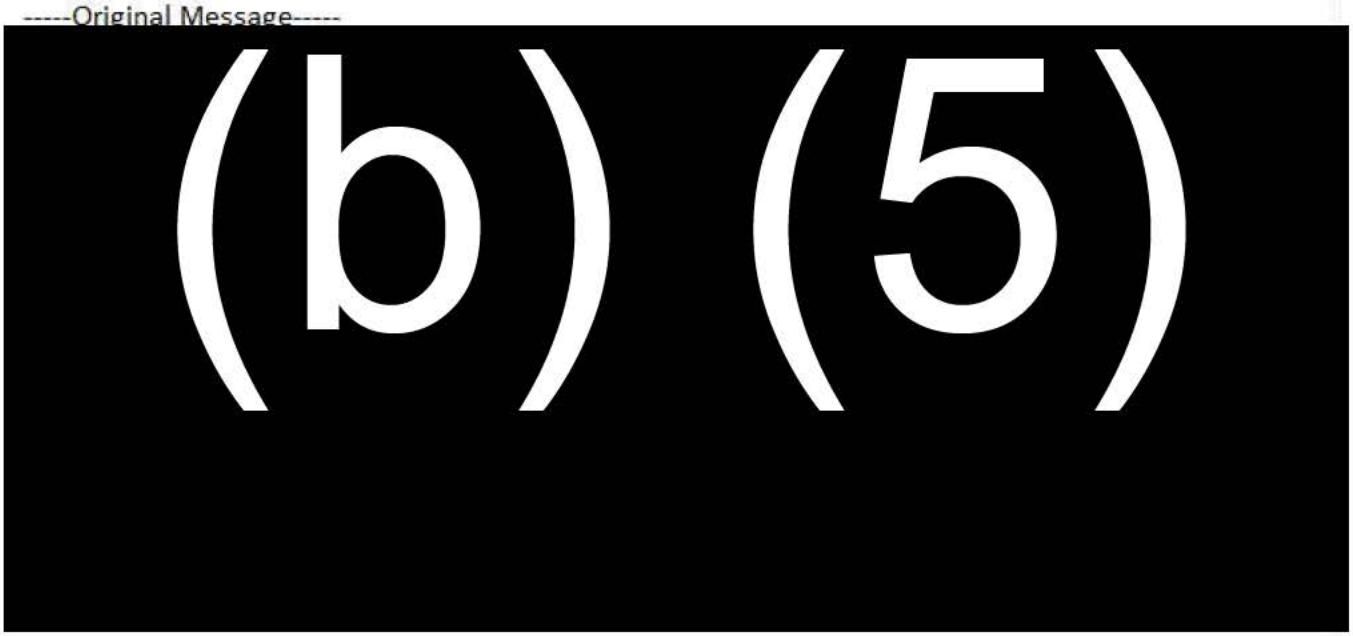

(b) (5)

Stewart, Scott (OLC)

From:	Stewart, Scott (OLC)
Sent:	Friday, January 27, 2017 10:08 AM
To:	Hart, Rosemary (OLC)
Cc:	Gannon, Curtis E. (OLC); Stewart, Scott (OLC)
Subject:	FW: (b) (5) EO -- FINAL
Attachments:	170127 - (b) (5) ....docx; Redline of latest (b) (5) .docx

Here is the latest Protecting the Nation EO. I've also attached a redline that should compare this version to the one we last sent over.

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



Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Friday, January 27, 2017 10:29 AM
To:	(b) (6) (OLC)
Subject:	FW: (b) (5) EO -- FINAL
Attachments:	170127 - (b) (5) ....docx; Redline of latest (b) (5) .docx

This is still in flux, but here is the latest we have.

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Friday, January 27, 2017 10:08 AM

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 10:29 AM
To: Stewart, Scott (OLC)
Cc: Gannon, Curtis E. (OLC)
Subject: RE: URGENT : (b) (5) -- New Language

OK.

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Friday, January 27, 2017 10:28 AM
To: Hart, Rosemary (OLC) < (b) (6)
Cc: Gannon, Curtis E. (OLC) < (b) (6)
Subject: RE: URGENT : (b) (5) -- New Language

I got a follow-up phone call from Bash about this that we can all discuss in a few minutes.

-----Original Message-----
From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 10:27 AM
To: Stewart, Scott (OLC) < (b) (6)
Cc: Gannon, Curtis E. (OLC) < (b) (6)
Subject: RE: URGENT : (b) (5) -- New Language

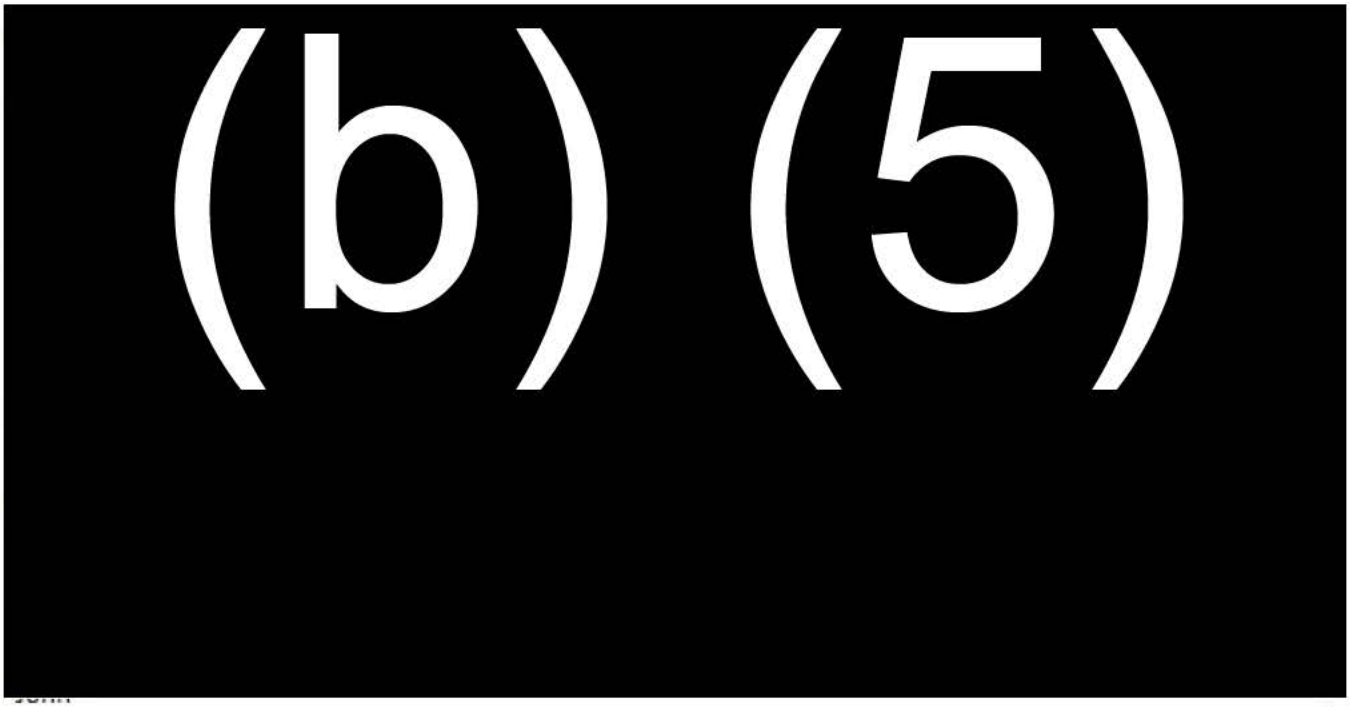
(b) (5)

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Friday, January 27, 2017 10:22 AM
To: Hart, Rosemary (OLC) < (b) (6)
Cc: Gannon, Curtis E. (OLC) < (b) (6)
Subject: FW: URGENT : (b) (5) -- New Language
Importance: High

Looping in Rosemary.

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

(b) (5)


(b) (5)

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Friday, January 27, 2017 10:53 AM
To: Hart, Rosemary (OLC)
Subject: RE: [redacted] EO -- FINAL

[redacted]

-----Original Message-----
From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 10:29 AM

duplicate

duplicate

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Friday, January 27, 2017 10:55 AM
To: Hart, Rosemary (OLC)
Subject: RE: Immigration EO Comments

Those that not OBE seem fine to me.

From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 10:49 AM
To: [redacted] (OLC) <[redacted]
Subject: FW: Immigration EO Comments

See [redacted].

From: Gannon, Curtis E. (OLC)
Sent: Friday, January 27, 2017 10:47 AM
To: Hart, Rosemary (OLC) <[redacted]>; Stewart, Scott (OLC) <[redacted]>
Cc: Koffsky, Daniel L (OLC) <[redacted]>
Subject: FW: Immigration EO Comments

FYI -- I haven't looked at this or responded to it.

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 10:55 AM
To: Gannon, Curtis E. (OLC); Stewart, Scott (OLC)
Cc: Koffsky, Daniel L (OLC)
Subject: RE: Immigration EO Comments

[redacted] (b) (5)

We of course are in a crunch time and we don't know what sort of leeway we have to be making changes. Do we know when this is to be signed? [redacted] (b) (5)

From: Gannon, Curtis E. (OLC)
Sent: Friday, January 27, 2017 10:47 AM

duplicate

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Friday, January 27, 2017 11:55 AM
To: Hart, Rosemary (OLC)
Subject: RE: Immigration EO Comments
Attachments: 170127 - [redacted] ... + OLC.docx

From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 11:46 AM
To: [redacted] (OLC) <[redacted]
Subject: RE: Immigration EO Comments

OK. Can you please add to this version.

From: [redacted] (OLC)
Sent: Friday, January 27, 2017 11:44 AM
To: Hart, Rosemary (OLC) <[redacted]
Subject: RE: Immigration EO Comments

[redacted]

From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 10:49 AM

duplicate

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Friday, January 27, 2017 12:01 PM
To:	Gannon, Curtis E. (OLC); Stewart, Scott (OLC)
Cc:	(b) (6) (OLC)
Subject:	170127 - (b) (5) ... + OLC (1 27 2017)
Attachments:	170127 - (b) (5) ... + OLC (1 27 2017).docx

After a discussion with Curtis, and working from the clean version that Stewart sent earlier, here are some additional comments. We are suggesting (b) (5), and are also recommending some modest changes reflecting (b) (5).

Stewart, Scott (OLC)

From:	Stewart, Scott (OLC)
Sent:	Friday, January 27, 2017 12:56 PM
To:	Gannon, Curtis E. (OLC); Hart, Rosemary (OLC)
Subject:	FW: (b) (5) ; EO
Attachments:	170127 - (b) (5) (27 Jan 1249pm).docx

Just received this.

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

Stewart, Scott (OLC)

From:	Stewart, Scott (OLC)
Sent:	Friday, January 27, 2017 1:00 PM
To:	Gannon, Curtis E. (OLC); Hart, Rosemary (OLC)
Subject:	FW: NEW language for Sec. (b) (5) & (b) (5)
Attachments:	Redline of latest (b) (5) .docx

And now (b) (5) . See below, which also addresses (b) (5) For what it is worth, I'm attaching a redline comparing the latest to our most recent passback.

(b) (5)

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Friday, January 27, 2017 1:35 PM
To:	(b) (6) (OLC); Stewart, Scott (OLC); Gannon, Curtis E. (OLC)
Subject:	FW: (b) (5) ; EO
Attachments:	170127 - (b) (5) (27 Jan 1249pm).docx

Looping in (b)(6)

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Friday, January 27, 2017 12:56 PM

duplicate

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Friday, January 27, 2017 1:43 PM
To:	Gannon, Curtis E. (OLC); Stewart, Scott (OLC); (b) (6) (OLC)
Subject:	170127 - (b) (5) (27 Jan 1249pm) + OLC (1 27 2017)
Attachments:	170127 - (b) (5) (27 Jan 1249pm) + OLC (1 27 2017).docx

One nit (b) (5) and two nits and a suggestion (that can be disregarded) in (b) (5).

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Friday, January 27, 2017 1:45 PM
To:	Gannon, Curtis E. (OLC); Stewart, Scott (OLC); (b) (6) (OLC)
Subject:	170127 - (b) (5) s (27 Jan 1249pm) + OLC (1 27 2017)
Attachments:	170127 - (b) (5) (27 Jan 1249pm) + OLC (1 27 2017).docx

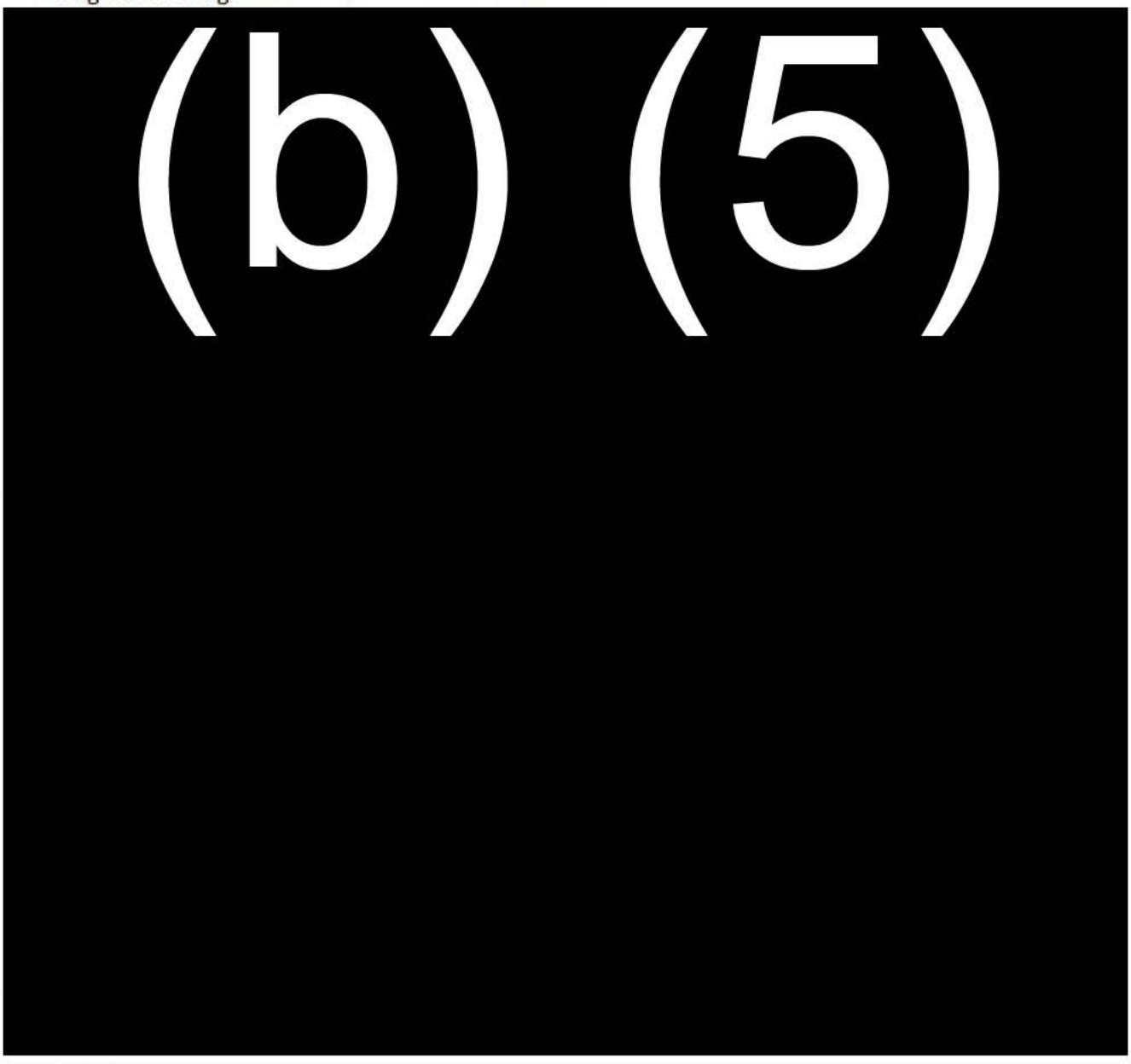
Two nits

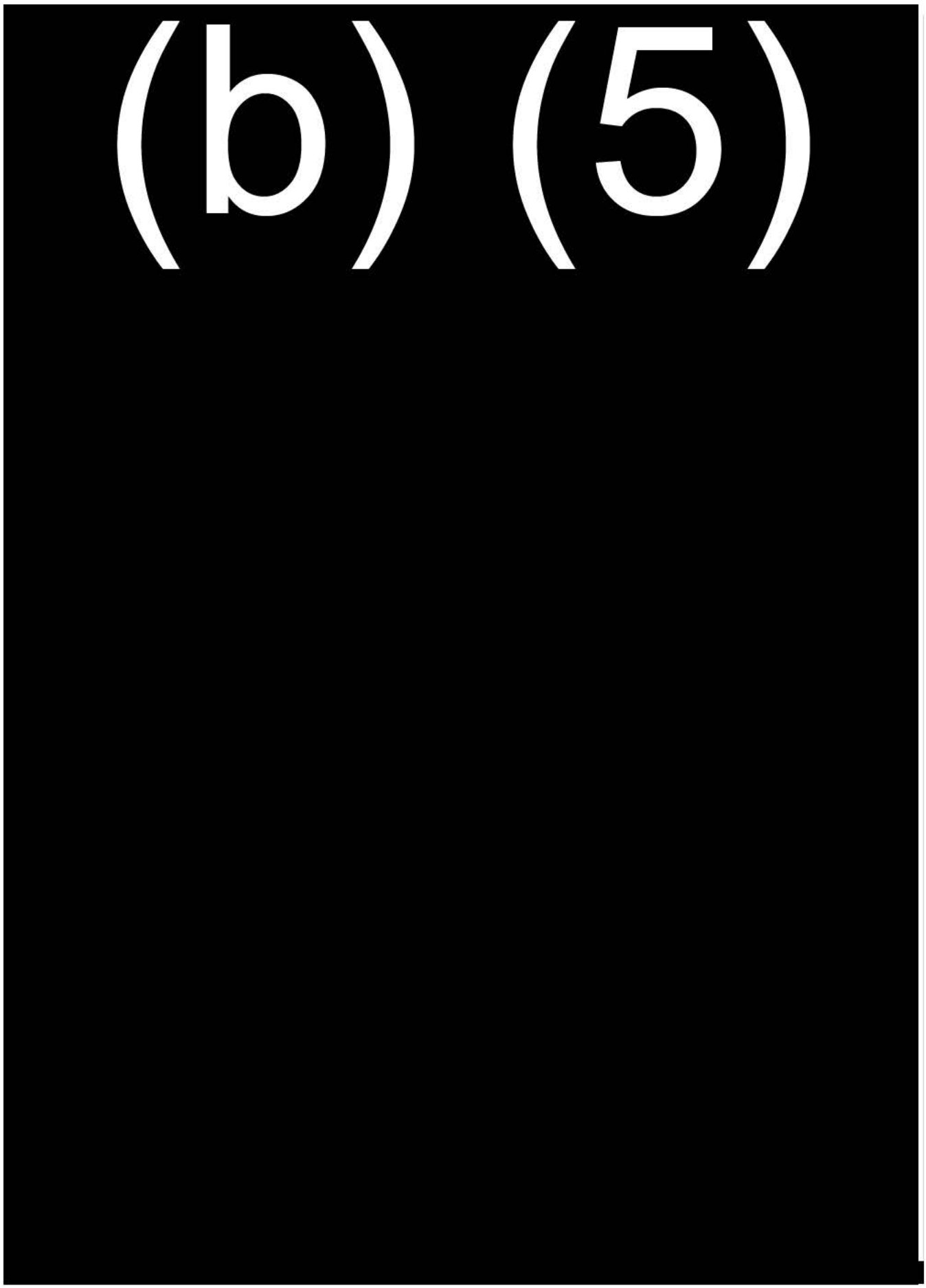
Stewart, Scott (OLC)

From:	Stewart, Scott (OLC)
Sent:	Friday, January 27, 2017 1:47 PM
To:	Gannon, Curtis E. (OLC); Hart, Rosemary (OLC); (b) (6) (OLC)
Subject:	FW: 170127 - (b) (5) .POLICYCLEARED (NSC)
Attachments:	170127 - (b) (5) .TOWHCO2.docx

Here's Protecting the Nation, with a note about one outstanding issue.

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




(b) (5)

[redacted]

[redacted] (OLC)

From: [redacted] (OLC)
Sent: Friday, January 27, 2017 1:53 PM
To: Stewart, Scott (OLC); Gannon, Curtis E. (OLC); Hart, Rosemary (OLC)
Subject: RE: 170127 - [redacted].POLICYCLEARED (NSC)

The email thread seems to be about [redacted] but neither the change discussed below nor [redacted] seem to be legal issues.

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Friday, January 27, 2017 1:47 PM

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 2:08 PM
To: Stewart, Scott (OLC); Gannon, Curtis E. (OLC); (b) (6) (OLC)
Subject: RE: 170127 - (b) (5) .TOWHCO3

So maybe they made a decision on (b) (5)

(b) (5)

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Friday, January 27, 2017 2:03 PM
To: Hart, Rosemary (OLC) < (b) (6) Gannon, Curtis E. (OLC) < (b) (6) (b) (6) (OLC) < (b) (6)
Subject: FW: 170127 - (b) (5) .TOWHCO3

Unclear whether this is different, but maybe it addresses the outstanding issue.

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

(b) (5)

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Friday, January 27, 2017 2:16 PM
To:	Gannon, Curtis E. (OLC); Stewart, Scott (OLC); (b) (6) (OLC)
Subject:	F&L Protecting the Nation EO 1 27 2017
Attachments:	F&L Protecting the Nation EO 1 27 2017.docx

Here is the new form and legality, with (b) (5), plus (b) (5).

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 2:56 PM
To: Gannon, Curtis E. (OLC)
Subject: RE: OLC fix on (b) (5)

I didn't catch that, either.

From: Gannon, Curtis E. (OLC)
Sent: Friday, January 27, 2017 2:36 PM
To: Hart, Rosemary (OLC) < (b) (6)
Subject: RE: OLC fix on (b) (5)

(b) (5)

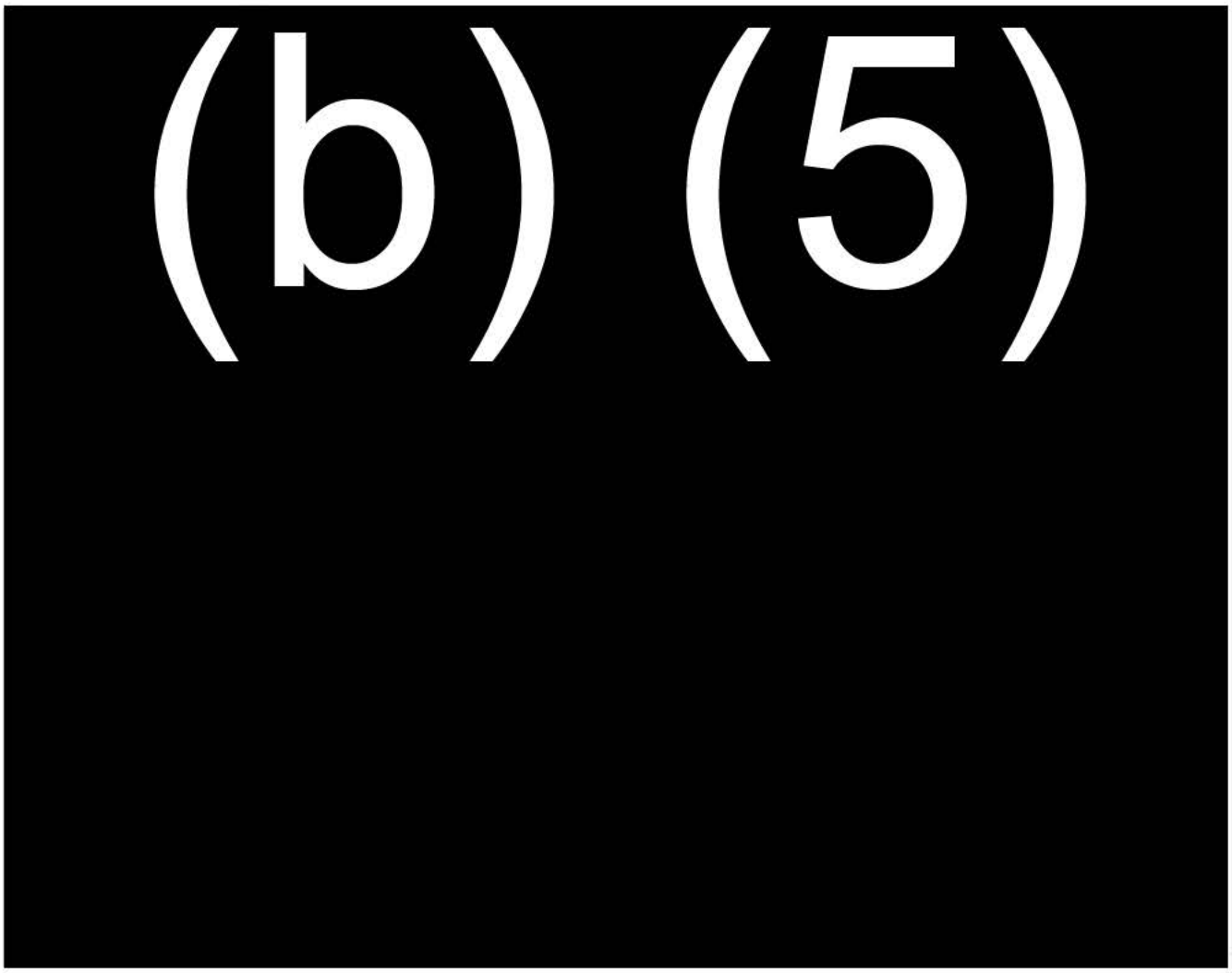
From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 2:36 PM
To: Gannon, Curtis E. (OLC) < (b) (6)
Subject: RE: OLC fix on (b) (5)

Good result!

From: Gannon, Curtis E. (OLC)
Sent: Friday, January 27, 2017 2:35 PM
To: Hart, Rosemary (OLC) < (b) (6)
Subject: FW: OLC fix on (b) (5)

FYI

(b) (5)


(b) (5)

Stewart, Scott (OLC)

From: Stewart, Scott (OLC)
Sent: Friday, January 27, 2017 3:23 PM
To: Hart, Rosemary (OLC)
Subject: FW: 170127 - (b) (5) .TOWHCO3
Attachments: 170127 - (b) (5) .TOWHCO3.docx

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

(b) (5)

Hart, Rosemary (OLC)

From:	Hart, Rosemary (OLC)
Sent:	Friday, January 27, 2017 3:30 PM
To:	Stewart, Scott (OLC); Gannon, Curtis E. (OLC); (b) (6) (OLC)
Subject:	170127 - (b) (5) .TOWHCO3 + OLC (1 27 2017)
Attachments:	170127 - (b) (5) .TOWHCO3 + OLC (1 27 2017).docx

Our edits highlighted in the attached.

Hart, Rosemary (OLC)

From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 3:31 PM
To: Stewart, Scott (OLC); Gannon, Curtis E. (OLC)
Subject: RE: OLC fix on (b) (5)

Got it. Incorporated and sent to you both.

From: Stewart, Scott (OLC)
Sent: Friday, January 27, 2017 3:23 PM
To: Hart, Rosemary (OLC) < (b) (6) Gannon, Curtis E. (OLC) < (b) (6)
Subject: RE: OLC fix on (b) (5)

Done, under separate cover.

From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 3:21 PM
To: Gannon, Curtis E. (OLC) < (b) (6) Stewart, Scott (OLC) < (b) (6) >
Subject: RE: OLC fix on (b) (5)

I have that. But the pages that Scott just brought me with your two edits is not the version I had put my edits in.
Scott: Could you please send me what you believe is the latest?

Thanks,
Rosemary

From: Gannon, Curtis E. (OLC)
Sent: Friday, January 27, 2017 3:17 PM
To: Stewart, Scott (OLC) < (b) (6) Hart, Rosemary (OLC) < (b) (6)
Subject: FW: OLC fix on (b) (5)
Importance: High

The substantive edit is in John's email below.

---

duplicate

Gannon, Curtis E. (OLC)

From: Gannon, Curtis E. (OLC)
Sent: Friday, January 27, 2017 4:11 PM
To: (b) (6) (OLC); Hart, Rosemary (OLC); Stewart, Scott (OLC)
Cc: Stewart, Scott (OLC)
Subject: RE:

I had the same reaction to (b) (5) . But that draft didn't yet reflect our substantive comment on (b) (5) .

-----Original Message-----
From: (b) (6) (OLC)
Sent: Friday, January 27, 2017 4:09 PM
To: Hart, Rosemary (OLC) < (b) (6) Stewart, Scott (OLC) < (b) (6) >;
Gannon, Curtis E. (OLC) < (b) (6)
Cc: Stewart, Scott (OLC) < (b) (6)
Subject: RE:

It did not seem problematic to me.

-----Original Message-----
From: Hart, Rosemary (OLC)
Sent: Friday, January 27, 2017 4:09 PM
To: Stewart, Scott (OLC) < (b) (6) Gannon, Curtis E. (OLC)
< (b) (6)
Cc: Stewart, Scott (OLC) < (b) (6) (b) (6) (OLC)
< (b) (6)
Subject: RE:

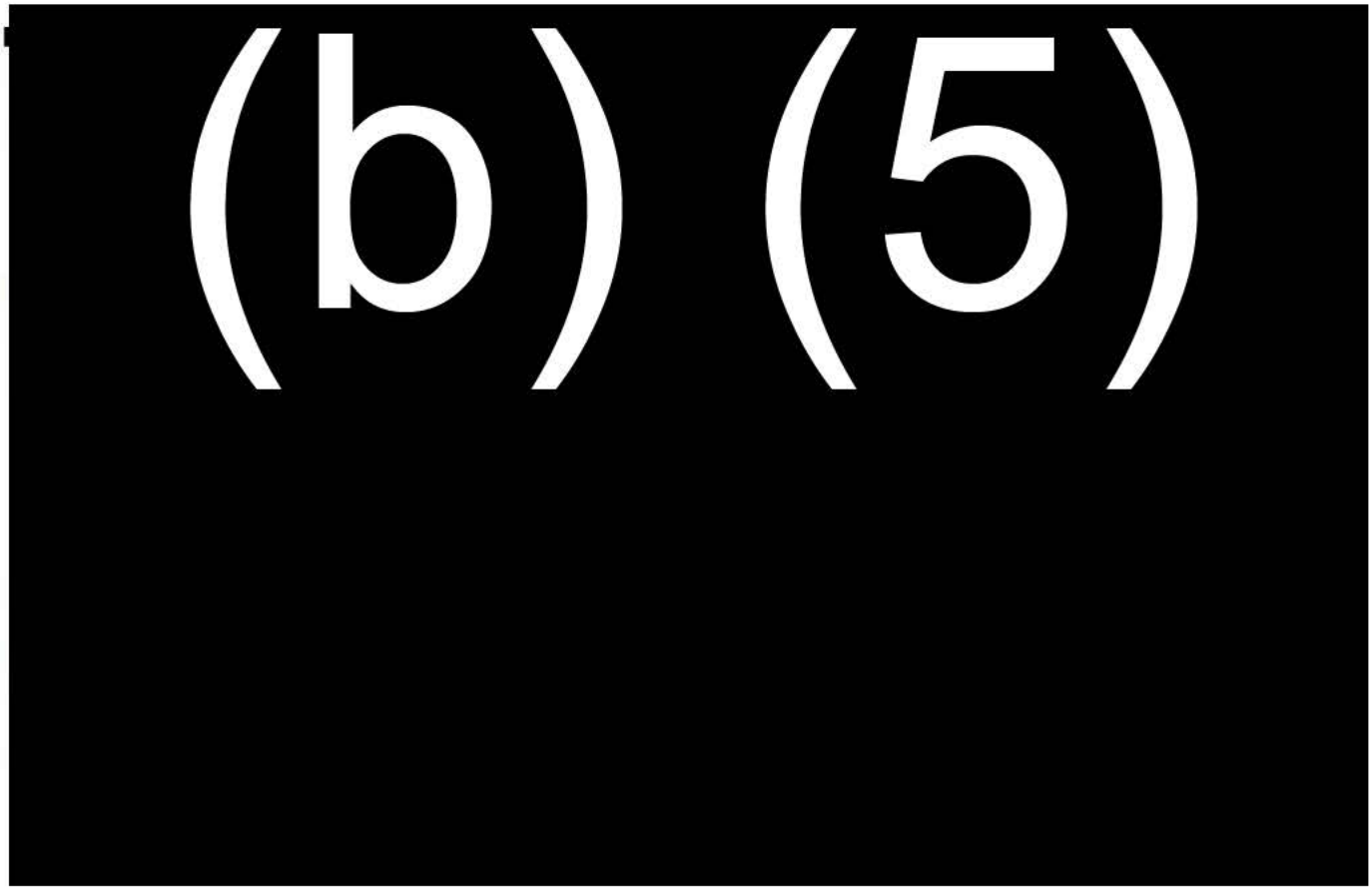
Someone has added (b) (5) .

-----Original Message-----
From: Stewart, Scott (OLC)
Sent: Friday, January 27, 2017 3:54 PM
To: Gannon, Curtis E. (OLC) < (b) (6) Hart, Rosemary (OLC) < (b) (6)
Cc: Stewart, Scott (OLC) < (b) (6)
Subject: FW:

Here is a compare showing (b) (5) . We got these in the midst of reviewing a version. Rather than again re-start, I decided that it would be best to edit what we had and to review these when the WH sends us back the next turn.

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

(b) (5)

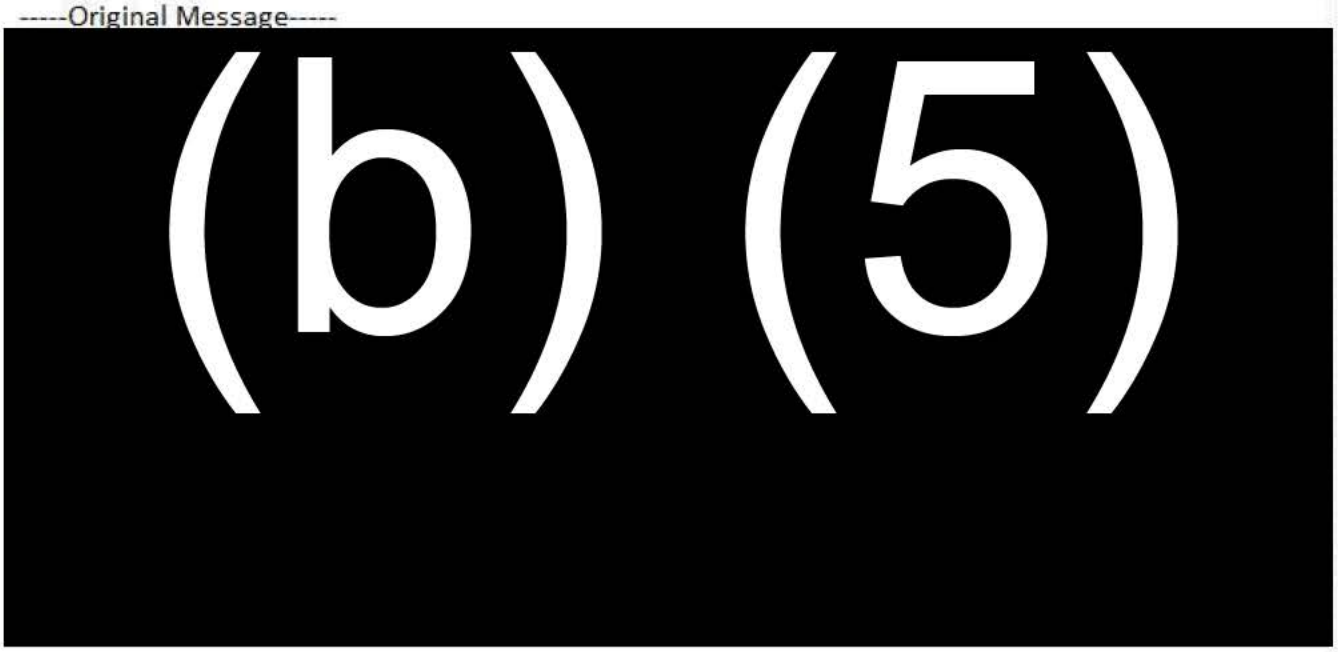

(b) (5)

Stewart, Scott (OLC)

From:	Stewart, Scott (OLC)
Sent:	Friday, January 27, 2017 5:02 PM
To:	Gannon, Curtis E. (OLC); Hart, Rosemary (OLC)
Cc:	Stewart, Scott (OLC)
Subject:	FW: TO PRINT: (b) (5)
Attachments:	170127 - (b) (5) .TOWHCO5.docx; Redline of Protecting the Nation 500 pm.docx

Final version of Protecting the Nation in clean and in a redline that I generated. (b) (5) .

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



U.S. Department of Justice

Office of Legal Counsel

Office of the Assistant Attorney General

Washington, D.C. 20530

January 27, 2017

MEMORANDUM

Re: Proposed Executive Order Entitled, "Protecting the Nation from Foreign Terrorist Entry into the United States"

The attached proposed Executive Order was prepared by the Domestic Policy Council and forwarded to this Department for review with respect to form and legality.

The Order would direct a range of executive branch actions designed to ensure that foreign nationals who are approved for admission to the United States do not intend to harm Americans and have no ties to terrorism. Following is a description of several of the actions directed under the Order.

The proposed Order would require the Secretary of Homeland Security, in consultation with the Secretary of State and the Director of National Intelligence, to determine the information needed from other countries to adjudicate visas, admissions, or other benefits under the Immigration and Nationality Act ("INA"), 8 U.S.C. §§ 1101 *et seq*. It would then direct the Secretary of State to request that other countries provide such information within 60 days. The Order would direct the Secretary of Homeland Security to submit to the President a list of the countries that do not provide such information for inclusion in a presidential proclamation generally prohibiting the entry of nationals from those countries. The Order would also suspend the entry of immigrants and non-immigrants from countries referred to in section 217(a)(12) of the INA, subject to case-by-case exceptions.

The Order would also direct the Secretary of State, the Secretary of Homeland Security, the Director of National Intelligence, and the Director of the Federal Bureau of Investigation to develop uniform screening standards and procedures to identify individuals seeking to enter the United States on a fraudulent basis or with the intent to cause harm, or who are at risk of causing harm after admission.

In addition, the Order would direct the Secretary of State to suspend the U.S. Refugee Admissions Program ("USRAP") for 120 days, subject to case-by-case exceptions. During that 120-day period, the Secretary of State, in conjunction with the Secretary of Homeland Security and in consultation with the Director of National Intelligence, would determine what additional procedures can be taken to ensure that refugees who are approved for admission do not pose a threat to the security and welfare of the United States. Pursuant to section 212(f) of the INA, the President would proclaim that the entry of Syrian refugees, and the entry of more than 50,000

refugees in fiscal year 2017, would be detrimental to the interests of the United States and would suspend such admissions.

The proposed Order is approved with respect to form and legality.

Curtis E. Gannon
Acting Assistant Attorney General

U.S. Department of Justice

Office of Legal Counsel

Office of the Assistant Attorney General

Washington, D.C. 20530

January 27, 2017

The President,

The White House.

My dear Mr. President:

I am herewith transmitting a proposed Executive Order entitled, "Protecting the Nation from Foreign Terrorist Entry into the United States." This proposed Order was prepared by the Domestic Policy Council and forwarded to this Department for review of its form and legality.

The proposed Executive Order is approved with respect to form and legality.

Respectfully,

Curtis E. Gannon

Curtis E. Gannon
Acting Assistant Attorney General

Executive Order—Protecting the Nation from Foreign Terrorist Entry into the United States

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.