

1 ROBERT W. FERGUSON
WSBA #26004
2 Attorney General
NOAH G. PURCELL
3 WSBA #43492
4 Solicitor General
COLLEEN M. MELODY
5 WSBA #42275
Civil Rights Unit Chief
6 Office of the Attorney General
800 Fifth Avenue, Suite 2000
7 Seattle, WA 98104
8 206-464-7744

9 **UNITED STATES DISTRICT COURT**
10 **WESTERN DISTRICT OF WASHINGTON**

11 STATE OF WASHINGTON,

12 Plaintiff,

13 v.

14 DONALD TRUMP, in his official
capacity as President of the United
States; U.S. DEPARTMENT OF
15 HOMELAND SECURITY; JOHN F.
KELLY, in his official capacity as
16 Secretary of the Department of
Homeland Security; TOM
17 SHANNON, in his official capacity
as Acting Secretary of State; and the
18 UNITED STATES OF AMERICA,

19 Defendants.

CIVIL ACTION NO.

DECLARATION OF NOAH G.
PURCELL IN SUPPORT OF MOTION
FOR TEMPORARY RESTRAINING
ORDER

20 Pursuant to 28 U.S.C. § 1746(2), I, Noah G. Purcell, hereby declare as follows:

- 21 1. I am over the age of eighteen and competent to testify.
- 22 2. I am the Solicitor General for the State of Washington. I make this declaration as a
- 23 representative of the State of Washington ("State") in support of the Motion for
- 24 Temporary Restraining Order filed concurrently herewith.
- 25
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3. Pursuant to Western District of Washington Local Rule 65(b)(1), on January 30, 2017, I caused an attorney on my staff to call the offices of the United States Attorney for the Western District of Washington to provide notice of the State's intent to file a Motion for Temporary Restraining Order later that afternoon, and to note it for hearing on January 30, 2017, the same day.
4. Counsel for the State spoke with Kerry Keef, Civil Chief, United States Attorney's Office, Western District of Washington, 700 Stewart Street, Suite 5220, Seattle, Washington 98101, (206) 553-7970.
5. Ms. Keef advised that Defendants will be represented by attorneys within the Federal Programs Division of the United States Department of Justice in Washington, D.C.
6. No one from the Federal Programs Division has contacted counsel for the State.
7. A member of my staff queried and downloaded publicly available data from the U.S. Census website regarding the number of non-citizen immigrants from Iran, Iraq, Libya, Somalia, Sudan, Syria, and Yemen (the seven (7) countries listed in the President's Executive Order on immigration) residing in the State of Washington. Attached hereto as **Purcell Declaration Exhibit A** is a table prepared by my staff member reflecting that data.
8. Attached hereto as **Purcell Declaration Exhibit B** is a true and correct copy of an online printout of a news article from NPR dated January 27, 2017 titled "Trump's Immigration Freeze Omits Those Linked To Deadly Attacks in U.S."
9. Attached hereto as **Purcell Declaration Exhibit C** is a true and correct copy of an online printout of a news article dated December 9, 2015 titled "Trump spokeswoman: 'So What? They're Muslim.'"

I declare under penalty of perjury that the foregoing is true and correct.

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3 ///

Executed this 30th day of January, 2017.

4
5 s/ Noah G. Purcell

Noah G. Purcell, WSBA #43492

Solicitor General

Office of the Attorney General

800 Fifth Avenue, Suite 2000

Seattle, WA 98104

(206) 464-7744

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

STATE OF WASHINGTON,

Plaintiff,

v.

DONALD TRUMP, in his official
capacity as President of the United States;
U.S. DEPARTMENT OF HOMELAND
SECURITY; JOHN F. KELLY, in his
official capacity as Secretary of the
Department of Homeland Security; TOM
SHANNON, in his official capacity as
Acting Secretary of State; and the
UNITED STATES OF AMERICA,

Defendants.

DECLARATION OF ASIF
CHAUDHRY

I, Asif Chaudhry, hereby declare and affirm:

1. I am the Vice President for International Programs at Washington State University (WSU), Washington State's land grant institution and the second largest public research university in the Pacific Northwest. I have held this position since June 2015. Prior to my current role at WSU, I spent my career working for the United States Government as a Senior Foreign Service Officer, holding numerous leadership positions in the Departments of State, Defense, and Agriculture. These positions included Vice President of the Commodity Credit

1 Corporation, Foreign Policy Advisor to the Chief of the United States Navy at the Pentagon, and
2 U.S. Ambassador to the Republic of Moldova. I have personal knowledge of the facts set forth
3 in this declaration, and I am competent to testify about them.

4 2. As Vice President for International Programs at WSU, I have responsibility for
5 WSU's international research activities, study abroad programs, international students, and
6 student and faculty exchanges. I am the chief international relations officer at WSU and am
7 responsible for the role of International Programs in carrying out WSU's mission of global
8 engagement, which is "To apply knowledge through local and global engagement that will
9 improve quality of life and enhance the economy of the state, nation, and world." I also manage
10 WSU's programs focusing on establishing strategic partnerships with governments and
11 educational institutions across the globe.

12 3. WSU's global presence includes active research programs in dozens of countries
13 worldwide and study abroad programs in over 70 countries worldwide. The University also has
14 matriculated undergraduate, graduate, and professional students and visiting scholars from many
15 countries worldwide.

16 4. I have reviewed the Executive Order entitled "Protecting the Nation from Foreign
17 Terrorist Entry Into the United States," which temporarily bars entry into this country of any
18 person who is a citizen of any one of seven countries—Syria, Iraq, Iran, Somalia, Sudan, Libya,
19 and Yemen.

20 5. WSU currently has approximately 136 undergraduate and graduate students who
21 are citizens of these listed countries. These students are here under valid student visas. I believe
22 that the presence of these students, scholars, and faculty on our campus serves to build
23 international understanding among all the members of our community. Their presence also
24 enriches the educational experience of all WSU students.

25 6. The implementation of the Executive Order has already had a negative impact on
26 the lives of students and faculty from the listed countries. The fact that they will not be able to

1 travel outside of the U.S. will affect both their personal and professional lives. It will also
 2 negatively impact WSU by limiting the scope of academic activities in which these members of
 3 the WSU community will be able to engage.

4 7. There are many specific examples of the immediate impact the Executive Order
 5 has already had on WSU students and faculty. One of many examples includes graduate students
 6 doing atmospheric research, who need to travel outside the U.S. in order to conduct critical
 7 fieldwork and attend conferences. These students, like many others, are working hard on
 8 projects to improve people's lives in the U.S., their home countries, and other countries. By
 9 denying them re-entry into the U.S., the Executive Order restricts their ability to fully participate
 10 in their programs of study and also negatively impacts the academic program and unit as a whole,
 11 which is dependent on their research.

12 8. Another example over this past weekend is a student who was heading to WSU
 13 to work with faculty on irrigation water conservation research. She had gone through an
 14 11-month approval process but was turned away in Amsterdam because of the Executive Order.
 15 Not only was the student heartbroken, but her important research has been put on hold.

16 9. The Executive Order also impacts major university-wide initiatives. Like other
 17 peer institutions nation-wide, WSU has been working on expanding its international student
 18 population to increase diversity and enrich the experience of all students. In fact, WSU recently
 19 launched a major initiative to do so, partnering with other entities to create a new international
 20 student center. The success of this enterprise is dependent on the ability of students from many
 21 countries world-wide to travel to the U.S. and to WSU.

22 10. These are only a few examples of the difficulties being faced by the WSU
 23 community as a result of the Executive Order. Based on my experience in international
 24 education and research, I am concerned that the Executive Order will have a significant negative
 25 effect on the willingness of students, scholars, and faculty from other majority Muslim countries
 26

1 to apply to come to a U.S. university to advance their scholarship and their academic careers.
2 The cumulative effects of these restrictions will have a significant impact on WSU.

3 I declare under penalty of perjury under the laws of the State of Washington that the
4 foregoing is true and complete to the best of my knowledge.

5 Dated this 30th day of January, 2017.

6 
7 _____
8 Asif Chaudhry, Ph.D.

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6 **UNITED STATES DISTRICT COURT**
WESTERN DISTRICT OF WASHINGTON

7 STATE OF WASHINGTON,

8 Plaintiff,

9 v.

DECLARATION OF AYESHA
BLACKWELL-HAWKINS, ESQ.

10 DONALD TRUMP, in his official
11 capacity as President of the United
States; U.S. DEPARTMENT OF
12 HOMELAND SECURITY; JOHN F.
KELLY, in his official capacity as
13 Secretary of the Department of
Homeland Security; TOM SHANNON,
14 in his official capacity as Acting
Secretary of State; and the UNITED
15 STATES OF AMERICA,

16 Defendants.

17 Pursuant to 28 U.S.C. § 1746(2), Ayesha Blackwell-Hawkins hereby declares as
18 follows:

- 19 1. I am over the age of eighteen and competent to testify.
- 20 2. I am Senior Manager of Mobility and Immigration at Amazon.com, Inc. and its
21 subsidiaries ("Amazon"). I manage the team that is responsible for providing
22 immigration support for employees and their dependent families and ensuring lawful

1 immigration to and from the various countries in which Amazon operates. I have
2 been employed in this capacity since 2009.

- 3 3. Amazon employs more than 40,000 employees in the State of Washington and more
4 than 180,000 employees in the United States. Our employees come to us from every
5 corner of the United States and every corner of the world.
- 6 4. From the very beginning, Amazon has been committed to equal rights, tolerance, and
7 diversity – and we always will be. As we’ve grown the company, we’ve worked hard
8 to attract talented people from all over the world, and we believe this is one of the
9 things that makes Amazon great – a diverse workforce helps us build better products
10 for customers.
- 11 5. The Executive Order, “Protecting the Nation from Foreign Terrorist Entry into the
12 United States, signed by President Trump on January 27, 2017 (the “Executive
13 Order”) immediately – and negatively – impacted employees, dependents of
14 employees, and candidates for employment with Amazon.
- 15 6. Because the Executive Order suspends entry into the United States of “aliens from
16 countries referred to in section 217(a)(12) of the INA, 8 U.S.C. 1187(a)(12)” it is
17 unclear whether it applies to only citizens of identified countries or anyone born in
18 those countries irrespective of their current citizenship or visa status. It is also unclear
19 whether the suspension applies to employees with dual citizenship (in both an
20 identified and non-identified country). In order to comply with the order and to
21 ensure the safety of our employees, we assume the Executive Order covers both
22 scenarios.
- 23 7. Amazon is currently aware of 49 employees born in one of the countries identified in
24 the Executive Order. 47 in that group currently have citizenship in another country.
25 The remaining two employees hold permanent residence in another country. These

1 employees work in the United States lawfully pursuant to J1, H-1B, E-3, TN, LPR
2 and L-1A visas.

- 3 8. One example of an impacted employee is a senior Amazon lawyer who was born in
4 Libya but has been a UK citizen for many years. This employee had plans to travel to
5 the United States for business during the month of February. We have instructed the
6 employee to cancel her plans and remain in the UK rather than risk being denied
7 entry to the United States.
- 8 9. Amazon is also currently aware of 10 dependents of Amazon employees born in one
9 of the countries identified in the Executive Order. These dependents live in the
10 United States lawfully pursuant to H-1B, L-1B, E-3, LPR, F-1 OPT, and TN visas.
- 11 10. We reached out to impacted Amazon employees and dependents and recommended
12 that they refrain from travel outside of the United States until further notice. Further,
13 we have advised any such individuals who are living outside of the United States,
14 with current plans to visit the US for business or personal reasons, to cancel those
15 plans until the entry restrictions are lifted.
- 16 11. Amazon is also currently aware of 7 candidates for employment who have received
17 offers for employment with Amazon. All of these candidates were born in Iran, but
18 are currently citizens of Germany, Canada, and Australia. We are currently assessing
19 alternatives that could include placement in countries other than the United States.
- 20 12. The Executive Order has impacted more than just Amazon employees, dependents,
21 and candidates. Asghar Farhadi, the Iranian director of the film, The Salesman, is
22 similarly prohibited under the language of the Executive Order from attending the
Academy Awards in Los Angeles, where his film is a nominee for Best Foreign Film.
Amazon's subsidiary, Amazon Studios, is the distributor of the film.

1 13. Finally, my team is continuing to receive of inquiries from employees who are not
2 immediately impacted, but who are seriously concerned about their ability to travel
3 and the potential expansion of the Executive Order.

4 I declare under penalty of perjury that the foregoing is true and correct.

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8 Executed this 30th day of January, 2017.

9 s/ Ayesha Blackwell-Hawkins
Ayesha Blackwell-Hawkins, Esq.

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6 **UNITED STATES DISTRICT COURT**
WESTERN DISTRICT OF WASHINGTON

7 STATE OF WASHINGTON,

8 Plaintiff,

9 v.

10 DONALD TRUMP, in his official
11 capacity as President of the United
12 States; U.S. DEPARTMENT OF
13 HOMELAND SECURITY; JOHN F.
14 KELLY, in his official capacity as
15 Secretary of the Department of
Homeland Security; TOM SHANNON,
in his official capacity as Acting
Secretary of State; and the UNITED
STATES OF AMERICA,

16 Defendants.

DECLARATION OF ROBERT
DZIELAK

17 Pursuant to 28 U.S.C. § 1746(2), I, Robert Dzielak, hereby declare as follows:

18 1. I am Executive Vice President, General Counsel, and Secretary of Expedia,
19 Inc. ("Expedia"). I work at Expedia's Bellevue, Washington headquarters. I have personal
20 knowledge of the matters stated herein, and if called as a witness, I could and would testify
competently thereto.

21 2. Expedia is the world's largest online travel company, with an extensive
22 portfolio that includes some of the world's leading online travel brands. Collectively,

1 Expedia's brands cover virtually every aspect of researching, planning, and booking travel.
2 The annual value of travel booked on Expedia's websites exceeds \$72 billion.

3 3. Expedia operates travel websites in over 75 countries. Expedia's websites
4 service over 55 million flight shoppers per month, 450 million site visits per month, and 8.6
5 billion flight searches per year.

6 4. Expedia employs approximately 20,000 workers across the globe, over 3,500
7 of whom work in the State of Washington.

8 5. I understand that, based on the World Travel and Tourism Council's 2016
9 Economic Impact Report ("WTTC Report"), in 2015, the broader travel and tourism industry
10 contributed a total of \$1,469.9 billion to the United States Gross Domestic Product ("GDP"),
11 or 8.2% of total GDP. The industry's contribution to total GDP was forecasted to rise by
12 3.0% in 2016, and to rise by 3.4% per year to \$2,118.6 billion, or 9.3% of GDP, in 2026.

13 6. I understand that, based on the WTTC Report, in 2015, the broader travel and
14 tourism industry directly supported 5,633,000 jobs, or 3.8% of total employment in the
15 United States. That percentage was expected to rise by 1.2% in 2016, and by 2.4% per year
16 to 7,248,000 jobs, or 4.5% of total employment in the United States, in 2026.

17 7. One of Expedia's 2017 key corporate goals is to "Go Global." The company
18 believes that its growth prospects are best furthered by expanding its services to satisfy travel
19 demand across the world. To that end, Expedia strives to make global travel seamless and
20 easy for the millions of customers it serves worldwide. In order to serve the global travel
21 market, it is crucial that Expedia hire talent from around the world to provide a broad
22 spectrum of insights, ideas and perspective to the travel services and destinations that it
offers. In addition, many Expedia employees regularly travel among its worldwide offices as
part of their jobs; sharing ideas and cultures all with the aim of developing and providing the
best travel tools and options for the global travel marketplace. Expedia believes that hiring

1 employees from different parts of the world, with different backgrounds and perspectives,
2 spurs innovation and creates a richer environment for its employees.

3 8. On Friday, January 27, 2017, Expedia learned that President Donald Trump
4 issued an executive order titled "Protecting the Nation from Foreign Terrorist Entry Into the
5 United States," which bans travelers from Syria, Yemen, Sudan, Somalia, Iraq, Iran, and
6 Libya from entering the United States ("Executive Order").

7 9. Expedia believes that the Executive Order jeopardizes its corporate mission
8 and could have a detrimental impact on its business and employees, as well as the broader
9 U.S. and global travel and tourism industry.

10 **Impact of Executive Order on Expedia's Business**

11 10. Since Expedia began offering travel bookings in 1996, it estimates that it has
12 served at least one hundred thousand customers who have passports issued by one of the
13 seven countries that are impacted by the Executive Order.

14 11. As of January 29, 2017, at least 1,000 Expedia customers who hold passports
15 issued by one of the seven impacted countries have purchased current itineraries that involve
16 flights to, from or through the United States. Almost 500 of the flights have a U.S. origin,
17 over 500 have a U.S. destination, and approximately 30 have connections in the United
18 States.

19 12. Expedia has and will continue to incur increased business costs to research
20 and understand which of its customers may be impacted by the Executive Order and to assist
21 those customers in making alternative travel arrangements, including canceling and
22 rebooking flights, hotels and other travel services and obtaining refunds and/or credits for
those customers from airlines, hotels and other travel suppliers. Expedia is in the process of
contacting all affected travelers and continues to incur costs to monitor the impacts of the
Executive Order and determine how best to take care of its customers around the globe.

1 13. Additionally, the uncertainty surrounding the Executive Order creates
2 significant difficulties for the operation of Expedia's business. It is not clear which of
3 Expedia's customers will be affected by the Executive Order, or how they will be affected.
4 As a result, Expedia is incurring increased business costs to monitor developments related to
5 the interpretation and application of the Executive Order.

6 14. The direct financial impact to Expedia resulting from the Executive Order,
7 ranging from increased business costs to the broader impact on the global travel market, is
8 not yet known.

9 **Impact of Executive Order on Expedia's Employees and Recruitment**

10 15. The Executive Order has restrained Expedia employees' ability to travel
11 freely, for professional or personal purposes.

12 16. After the issuance of the Executive Order, Expedia advised all of its
13 employees who are from one of the seven impacted countries and currently located in the
14 United States to refrain from traveling until further notice. Expedia advised all of its
15 employees who are from one of the seven impacted countries and currently traveling outside
16 of the country to contact immigration counsel immediately.

17 17. Expedia is providing legal counsel and immigration services, at its own
18 expense, to all affected employees.

19 18. Based on an initial review, Expedia has at least two employees who work in
20 technology jobs in Bellevue, Washington who, under the Executive Order, would be at risk
21 for not being re-admitted to the United States if they were to leave. Because of the Executive
22 Order, these employees are unable to travel freely abroad to conduct business or their
 personal affairs.

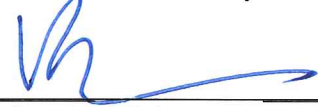
1 19. Expedia also has a number of employees in offices outside of the United
2 States who are unable to travel to Expedia's U.S. headquarters or other offices in the United
3 States for work due to the Executive Order.

4 20. Aside from the personal costs to each of these employees, the Executive Order
5 imposes restraints on Expedia's ability to efficiently operate its business.

6 21. Expedia expects that its ability to recruit talent from around the globe to
7 support its growing business will suffer as a result of the Executive Order.

8 I declare under penalty of perjury that the foregoing is true and correct.

9 Executed this 30th day of January, 2017.

10 
11 _____
12 Robert Dzielak

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

STATE OF WASHINGTON

Plaintiff,

v.

DONALD TRUMP, in his official
capacity as President of the United
States; U.S. DEPARTMENT OF
HOMELAND SECURITY; JOHN F.
KELLY, in his official capacity as
Secretary of the Department of Homeland
Security; TOM SHANNON, in his
official capacity as Acting Secretary of
State; and the UNITED STATES OF
AMERICA

Defendants.

No.

DECLARATION OF EMILY
CHIANG

I, Emily Chiang, declare as follows:

1. I am over the age of eighteen, am competent to testify to the matters below, and
declare based on personal knowledge.

2. I am the Legal Director of the American Civil Liberties Union of Washington
("ACLU-WA").

DECLARATION OF EMILY CHIANG - 1

AMERICAN CIVIL LIBERTIES UNION OF
WASHINGTON FOUNDATION
901 FIFTH AVENUE #630
SEATTLE, WA 98164
(206) 624-2184

1 3. I oversee and administer the Legal Department of the ACLU-WA, including all
2 active litigation and intake.

3 4. Since President Donald Trump signed his Executive Order on January 27, 2017,
4 “Protecting the Nation from Foreign Terrorist Entry into the United States,” our office has
5 received numerous calls and emails from affected individuals requesting assistance.

6 5. We have been contacted by people who are en route to the United States who are
7 concerned that they or their friends and family members will be detained or not permitted to
8 enter the country.

9 6. We have been contacted by people who have themselves been detained at one of
10 Washington State’s borders or told that entry into the United States would not be permitted.

11 7. We have been contacted by people living in Washington whose families have
12 been separated because of the ban on refugee admissions. These individuals have vulnerable
13 family members who may have been approved entry prior to the Executive Order but are
14 currently barred from entering the country due to the Executive Order.

15 8. We have been contacted by people with lawful status who are citizens of the
16 impacted countries with plans to travel internationally in the future and are uncertain whether
17 they will be allowed to reenter the country after they travel abroad.

18 9. We have been contacted by people who have decided to stay overseas rather than
19 risk ending up in the United States immigration detention system.

20 10. A woman from a family of Syrian refugees contacted us. Her family had recently
21 filed a family reunification petition that would have allowed her mother, father, and three
22 siblings to come to Washington State from Jordan. The complainant was also going to visit her
23 family in Jordan but is now afraid to leave the United States out of fear that she will not be

1 allowed to return and would therefore be separated from her family members already in
2 Washington State.

3 11. We were contacted by a man who has lived in Washington State since 1996 and
4 whose parents have lived here since 2011. His mother is a Syrian national and was returning
5 from a trip to see her father (his grandfather), who was recently diagnosed with cancer. Her
6 return date is January 30, 2017. Out of concern that she might be refused entry into the country
7 or detained, her flight destination was changed from Los Angeles, California to Vancouver, B.C..
8 The complainant was concerned that his mother would not be allowed to enter the country at the
9 border crossing in Blaine, Washington. Because his mother is 75 years old, he is planning on a
10 long term stay in Vancouver if she is not allowed entry. However, he has a young son and
11 family that he would be separated from during that time and employment that will not
12 accommodate long-term telecommuting.

13 12. We were contacted by an Iraqi refugee who has lived in Washington State for two
14 years. When President Trump signed the Executive Order she was distraught because she had
15 planned to travel in March to visit her fiancé—who she has not seen in over two years. Even
16 though her trip was planned a long time ago, she is now concerned that she may not be able to
17 reenter the country if she goes to see him.

18 13. An Iranian woman contacted us because she was expecting a visit from her
19 mother in three weeks. The process of getting a visa for her mother who lives in Iran was long
20 and arduous. It took six months to get an appointment with the embassy. Her appointment was
21 in August and she finally received her visa in early January. The complainant was excited to
22 have her mother visit her in Washington State—a visit that will no longer be possible because of
23 the Executive Order. She was also planning to visit her elderly grandmother in Iran this summer

1 but now she is afraid to leave the country out of fear that, even though she is a lawful permanent
2 resident, she might not be allowed reentry.

3 14. On January 28, 2017, the ACLU of Washington with the Northwest Immigrant
4 Rights Project filed an emergency Writ of Habeas Corpus for the release of two individuals who
5 were detained at the Seattle-Tacoma International Airport. Judge Thomas Zilly ordered their
6 immediate release. Exhibit A.

7 I declare under penalty of perjury of the laws of the state of Washington that the foregoing is true
8 and correct.

9 EXECUTED on 30th day of January, 2017.

10 
11 Emily Chiang, WSBA No. 50517
12 ACLU of Washington Foundation
13 901 Fifth Avenue, Suite 630
14 Seattle, Washington 98164
15 Telephone: 206-624-2184
16 echiang@aclu-wa.org
17
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22
23

Chiang Declaration Exhibit A

1 Matt Adams
2 Glenda Aldana Madrid
3 NORTHWEST IMMIGRANT RIGHTS PROJECT
4 615 Second Ave., Ste. 400
5 Seattle, WA 98104
6 (206) 957-8611

7 **UNITED STATES DISTRICT COURT**
8 **WESTERN DISTRICT OF WASHINGTON**
9 **AT SEATTLE**

10 John DOE 1, John DOE 2)

11 Petitioners,)

12 v.)

13 Case No.: C17-126

14 Donald TRUMP; President of the United States)

15 of America; John F. Kelly, Secretary of the)

16 Agency No. A

17 Department of Homeland Security;)

18 DEPARTMENT OF HOMELAND SECURITY;)

19 **ORDER GRANTING EMERGENCY**
20 **MOTION FOR STAY OF REMOVAL**

21 KEVIN K. MCALEENAN, Acting)

22 Commissioner of Customs and Border)

23 Protection; CUSTOMS AND BORDER)

24 PROTECTION; and the UNITED STATES OF)

25 AMERICA,)

26 Respondents.)

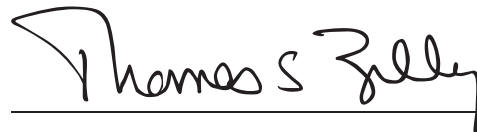
27 ORDER- 1 -
28 Petition for Writ of Habeas Corpus

Northwest Immigrant Rights Project
615 Second Ave., Ste. 400
Seattle, WA 98104
Tel: 206 957-8611

1
2 THIS MATTER HAVING COME TO THE COURT UPON PETITIONERS'
3 EMERGENCY ORDER FOR STAY OF REMOVAL, AND THE COURT HAVING
4 CONSIDERED THE EMERGENCY PETITION FOR WRIT OF HABEAS CORPUS,
5 DOCKET NO. 1, AND THE MOTION FOR EMERGENCY STAY, DOCKET NO. 2,
6
7 HEREBY GRANTS THE FOLLOWING ORDER:

- 8
9 1. THE COURTS GRANTS A STAY OF REMOVAL.
10
11 2. DEFENDANTS ARE ENJOINED FROM REMOVING JOHN DOE I AND
12 JOHN DOE II FROM THE UNITED STATES PENDING FURTHER ORDER
13 OF THE COURT.
14
15 3. The Court SETS a hearing for 10:00 a.m. on Friday, February 3, 2017, to
16 determine whether to lift the stay.

17 DATED this 28th day of January, 2017.

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20 Thomas S. Zilly
21 United States District Judge
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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON

10 STATE OF WASHINGTON,

CIVIL ACTION NO.

11 Plaintiff,

DECLARATION OF JEFFREY
RIEDINGER

12 v.

13 DONALD TRUMP, in his official
14 capacity as President of the United
15 States; U.S. DEPARTMENT OF
16 HOMELAND SECURITY; JOHN F.
17 KELLY, in his official capacity as
18 Secretary of the Department of
19 Homeland Security; TOM SHANNON,
in his official capacity as Acting
Secretary of State; and the UNITED
STATES OF AMERICA,

20 Defendants.

21 I, Jeffery Riedinger, hereby declare and affirm:

22 1. I am a Professor of Law and the Vice Provost for Global Affairs at the University
23 of Washington ("University"), the largest public research university in the Pacific Northwest. I
24 have personal knowledge of the facts set forth in this declaration, and I am competent to testify
25 about them. I am a graduate of the University's law school and prior to returning to the
26 University in September 2013, I served for more than 15 years as Assistant Dean, Associate

DECLARATION OF
JEFFREY RIEDINGER

1

ATTORNEY GENERAL OF WASHINGTON
University of Washington Division
4333 Brooklyn Avenue NE, 18th Floor
UW Campus Box 359475
Seattle, Washington 98195-9475
Phone (206) 543-4150 Fax (206) 543-0779

1 Dean, and then Dean of International Studies and Programs at Michigan State University with
 2 similar responsibilities to those of my current position. I have been engaged in international
 3 research for nearly 40 years, with experience in Asia, Africa, Europe, Latin America, and the
 4 Middle East.

5 2. As Vice Provost for Global Affairs, I have a leadership and administrative
 6 responsibility for the University of Washington's diverse global programming including support
 7 for international research, study abroad, student and faculty exchanges, and overseas centers.

8 3. The University has a global presence and has active research programs in
 9 approximately 130 countries worldwide, study abroad programs in 55 countries, and student and
 10 faculty exchange programs involving students and faculty from dozens of countries worldwide.
 11 The University considers its international academic and research activities and exchanges to be
 12 important components of its overall mission. We also have matriculated undergraduate and
 13 graduate students and visiting scholars from many countries around the world.

14 4. I have reviewed the Executive Order entitled "Protecting the Nation from Foreign
 15 Terrorist Entry Into the United States," and I am aware that the Order purports to temporarily bar
 16 entry into this country of any person who is a citizen of any one of seven countries – Syria, Iraq,
 17 Iran, Somalia, Sudan, Libya and Yemen – regardless of whether there is any evidence that the
 18 individual in question had any connection with any terrorist organization or activity.

19 5. The University currently has approximately 96 matriculated undergraduate and
 20 graduate students who are citizens of these listed countries. These students are here under valid
 21 student visas and study side by side with students from the U.S. and from other countries around
 22 the globe. I believe they bring an important and unique perspective -- based on their personal
 23 life stories -- to the types of conversations that are at the very center of the American academic
 24 experience. In addition, the University serves as a host institution for fifteen International
 25 Scholars from the listed countries. These are post-doctoral students and adjunct faculty
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1 members, also here on valid visas, who are engaged in advanced academic work in various
2 fields. Finally, the University has regular faculty members from at least some of the listed
3 countries who are permanent residents, but not citizens, and are engaged in regular University
4 teaching, research and program administration activities that regularly involve travel outside of
5 the United States. I believe that the presence of these students and scholars and faculty on our
6 campus serves to help build international understanding among all the members of the University
7 community.

8 6. The implementation of the Executive Order has had an immediate impact on the
9 University's international students, scholars and faculty from the seven listed countries. The
10 most obvious impact is that none of these students, scholars or faculty members are able travel
11 outside of the United States -- to attend an academic conference, engage in research activities,
12 attend a wedding or a funeral, or simply visit a loved one -- with any reasonable expectation of
13 being able to return to their studies, research or teaching here at the University.

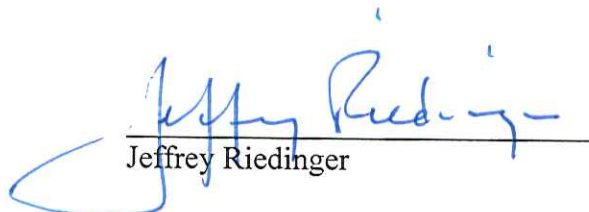
14 7. I am personally aware of one University faculty member, who is a citizen of one
15 of the listed countries and a lawful permanent resident (but not a citizen) of the United States.
16 This faculty member is an accomplished scholar and has been invited to participate in an
17 academic conference outside of the country in February of this year. The immediate effect of the
18 Executive Order is that this faculty member's plans to attend the conference have been put on
19 hold. This not only negatively affects the faculty member both personally and professionally,
20 but I believe it also could negatively impact the academic standing of the faculty member's
21 program, and by extension the entire University.

22 8. I also have learned that at least one of the University's graduate teaching
23 assistants, who is a citizen of one of the seven listed countries, is currently traveling outside of
24 the U.S. If the student teaching assistant is denied re-entry, not only will his or her own
25
26

1 academic career be adversely impacted, but the classes that the student helps teach will be
2 adversely affected as well.

3 I declare under penalty of perjury under the laws of the State of Washington that the
4 foregoing is true and complete to the best of my knowledge.

5 Dated this 30th day of January, 2017.

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9 Jeffrey Riedinger
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DECLARATION OF
JEFFREY RIEDINGER