



## **Nationwide Temporary Restraining Order (TRO) Blocks Executive Order on Travel Ban**

### **Federal Government Has Appealed, Requesting That the TRO Be Lifted and the Travel Ban Reinstated**

On January 27, 2017, President Trump signed an [Executive Order](#) that, among other provisions instituted a ban of 90 days on nonimmigrant and immigrant admission into the United States for all foreign nationals from Iran, Iraq, Libya, Somalia, Sudan, Syria, and Yemen.

On Friday, February 3rd, Judge James L. Robart of the U.S. District Court for the Western District of Washington granted a [temporary restraining order](#) precluding enforcement of key provisions of the President's recent immigration executive actions. The order temporarily halts the implementation of the 90-day travel ban on immigrants and nonimmigrants from the affected seven countries, the 120-day suspension of the U.S. Refugee Admission Program, the indefinite suspension of Syrian refugee admissions, and the prioritization of claims and admission of refugees of certain religious minorities.

In response to the TRO, the Department of Homeland Security announced that U.S. Customs & Border Protection has resumed immigration inspections in accordance with the procedures that were in place prior to the issuance of the Executive Order on January 27th. Further, the U.S. Department of State has confirmed that visas that were "provisionally revoked" as a result of the Executive Order have now been reinstated, meaning visa holders from the seven designated countries may resume their travel to the United States and expect to be admitted upon arrival.

The Department of Justice has appealed to the U.S. Court of Appeals for the 9th Circuit for an emergency stay of the TRO pending the outcome of the litigation, but the Circuit Court denied the emergency stay. The Department of Justice is in the process of appealing the TRO, a legal process which could be decided in the coming days. It is possible that the 9th Circuit Court of Appeals could lift the TRO and reinstate the travel ban. It is also possible that the Court could uphold the TRO, which would leave the matter up to the Department of Justice to determine whether to continue challenging the TRO by appeal to the U.S. Supreme Court.