

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

STATE OF HAWAII and ISMAIL
ELSHIKH,

Plaintiffs,

v.

DONALD J. 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 Homeland
Security; U.S. DEPARTMENT OF
STATE; REX TILLERSON, in his
official capacity as Secretary of State; and
the UNITED STATES OF AMERICA,

Defendants.

Civil Action No. 1:17-cv-00050-
DKW-KSC

**[PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION TO
ENFORCE PRELIMINARY INJUNCTION**

This matter came before the Court on Plaintiffs' Emergency Motion To Enforce Or, In The Alternative, To Modify Preliminary Injunction (the "Motion"). Having considered the foregoing, the Court hereby GRANTS Plaintiffs' Motion. In order to ensure the Government's compliance with the preliminary injunction entered on March 29, 2017 (Dkt. No. 270), amended on June 19, 2017 (Dkt. No. 291), and partially stayed by subsequent decision of the United States Supreme Court, Defendants are hereby enjoined from:

1. Applying section 2(c), 6(a) and 6(b) of Executive Order 13780 to exclude grandparents, grandchildren, brothers-in-law, sisters-in-law, aunts, uncles, nieces, nephews, and cousins of persons in the United States.
2. Applying sections 6(a) and 6(b) to exclude refugees who: (i) have a formal assurance from an agency within the United States that the agency will provide, or ensure the provision of, reception and placement services to that refugee; (ii) have a bona fide client relationship with a U.S. legal services organization; or (iii) are in the U.S. Refugee Admissions Program (“USRAP”) through the Iraqi Direct Access Program for “U.S.-affiliated Iraqis,” the Central American Minors Program, or the Lautenberg Program.
3. Suspending any part of the refugee admission process, including any part of the “Advanced Booking” process, for individuals with a bona fide relationship with a U.S. person or entity.
4. Applying a presumption that an applicant lacks “a bona fide relationship with a person or entity in the United States.”

Defendants must notify the Court of their compliance with this Order within 24 hours.

DATED: Honolulu, Hawai‘i, _____.

Derrick K. Watson
U.S. District Judge

State of Hawai‘i, et al. v. Trump, et al., Civil Action No. 1:17-cv-00050-DKW-KSC; [Proposed] Order Granting Plaintiffs’ Motion to Enforce Preliminary Injunction.