

# DECLARATION OF JANET BILLUPS

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3 **IN THE UNITED STATES DISTRICT COURT**  
4 **FOR THE WESTERN DISTRICT OF WASHINGTON**  
5 **AT SEATTLE**  
6

7 STATE OF WASHINGTON, et al.,

8 Plaintiffs,

9 v.

10 DONALD J. TRUMP, et al.,

11 Defendants.  
12  
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Case No. C17-0141JLR

SUPPLEMENTAL DECLARATION OF  
JANET BILLUPS

14 I, Janet Billups hereby declare and affirm as follows:

15 1. I have personal knowledge of the facts set forth in this declaration and I am  
16 competent to testify about them.

17 2. I am Of Counsel and Policy Advisor to the President of the Oregon Health and  
18 Sciences University, in Portland, Oregon.

19 3. Oregon Health & Sciences University is Oregon's public academic medical  
20 center. It is comprised of the degree-granting schools of dentistry, medicine, nursing, public  
21 health and pharmacy; multiple scientific research institutes; the OHSU Hospital and  
22 Doernbecher Children's Hospital; and several pediatric and adult ambulatory care clinics in the  
23 Portland area. As part of its statutory state-wide mission, as set by the legislature and governed  
24 by a board appointed by the Governor of the State of Oregon, OHSU also provides patient care  
25 services and educational and training programs for its students throughout Oregon.  
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1           4.       OHSU's student body includes well over 100 international students and trainees  
2 from six continents and 30+ countries. Its hospitals employ a diverse and international medical  
3 staff, and its schools and research institutes employ a diverse and international faculty.

4           5.       OHSU currently has at least 10 individuals from the countries subject to the  
5 Presidential Proclamation titled, "Enhancing Vetting Capabilities and Processes for Detecting  
6 Attempted Entry Into the United States by Terrorists or Other Public-Safety Threats," dated  
7 September 24, 2017 (the Executive Order): Five students and post-doctoral fellows from Iran  
8 (two of whom have graduated but are still under OHSU sponsorship on F-1 visas as they  
9 complete their practical training), two professors from Iran and two medical residents, one from  
10 Iran and one from Syria. In addition to those individuals, the school is expecting at least one  
11 Syrian-born French citizen to arrive on a J-1 visa as a post-doctoral fellow on November 1, 2017.

12          6.       As with any university, the loss of students and professors from the countries  
13 included in the Executive Order would have a direct impact on the students, the professors, and  
14 their colleagues. As a scientific research university, this loss would have a particularly acute,  
15 and negative, impact on the OHSU mission to conduct research relating to health care,  
16 engineering, biomedical sciences and general sciences, all of which uniquely draws upon the  
17 synergy of collaborations from scientists around the world. Science simply does not advance  
18 through isolation, and collaboration with scientists throughout the world is essential for a  
19 research university to meet its statutory scientific missions.

20          7.       The advancement of OHSU's missions in research and health care will also be  
21 hampered by the Executive Order's effect of unsettling expectations that medical and research  
22 professionals around the world have about their ability to travel freely to the United States.

23          8.       The delivery of medical care to Oregonians will also be severely compromised  
24 should OHSU lose any of its medical residents (Residents). Residents are medical school  
25 graduates receiving advanced training in various medical and surgical specialties. Residents  
26 have an exceptionally important service function in the hospitals and outpatient clinics where

1 they train. For example, Residents in procedurally oriented disciplines such as surgery serve as  
2 the first assistant in procedures, and losing them is analogous to flying a commercial aircraft  
3 without a co-pilot. Emergency, middle-of-the-night medical care is delivered on the front line by  
4 Residents who sleep in the hospital, as is the emergent need to examine tissue and conduct and  
5 evaluate diagnostic test results for disease diagnosis.

6 9. Although all Residents work under the tutelage of their faculty instructors, they  
7 perform a considerable amount of front-line and hands-on work as part of that proctored training.  
8 Senior-level Residents in particular provide upper level, sophisticated patient care service.  
9 OHSU will lack the necessary work force to adequately provide those services if these  
10 Residents' visas are revoked or the Residents are banned from traveling back to the U.S. upon  
11 necessary travel abroad. Replacing experienced, senior Residents is exceptionally difficult and  
12 rare, particularly since this is not just employment, but an accredited higher education training  
13 program.

14 10. The number of Resident slots is capped programmatically by the Accreditation  
15 Counsel for Graduate Medical Education, so there is no ability for an academic medical center to  
16 simply "staff up" their Resident corps in advance to ensure coverage in case a Resident is  
17 abruptly removed from the program. Residency programs are thus tightly coupled and team-  
18 based with each member of the residency team having a critical role. The loss of even one  
19 Resident to a program carries a very high risk of adversely impacting OHSU's capability to  
20 deliver the patient care that the State of Oregon expects, and that Oregonians rely upon.

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4        11.     Beyond its direct impact on students, residents, and faculty, the Executive Order  
5 has had a chilling effect on their lives as well as on the OHSU community. Affected individuals  
6 are reluctant to leave the country—even for important family events or family emergencies—out  
7 of concern they would not be able to return to resume their studies and work. Similarly, those  
8 individuals are worried about their relatives’ ability to travel to the United States to participate in  
9 important family occasions or to assist in the event of personal emergencies.

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

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13     October 12, 2017

14     DATE

Janet Billups  
Janet Billups

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