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20 **UNITED STATES DISTRICT COURT**
21 **DISTRICT OF ARIZONA**

22 State of Arizona, et al.,
23 Plaintiffs,

24 v.

25 United States Department of Homeland
26 Security, et al.,
27 Defendants.

No. 2:21-cv-00186-SRB

**NOTICE REGARDING TIMELINE
FOR SUPERSEDING
IMMIGRATION ENFORCEMENT
PRIORITIES**

28

1 Defendants submit this notice to advise the Court of the current anticipated timeline
2 for issuance of immigration enforcement priorities that would supersede those described in
3 the February 18, 2021 Memorandum that is the primary subject of this litigation

4 On January 20, 2021, the then-Acting Secretary of Homeland Security issued a
5 memorandum that called for a review of policies and for the development of new immigration
6 enforcement priorities, and for the implementation of interim enforcement priorities until the
7 policy review could be completed and more permanent enforcement priorities established. *See*
8 *Am. Compl. (FAC) Ex. A, ECF. No. 12-1*. On February 18, 2021, the Acting Director of
9 Immigration and Customs Enforcement issued a memorandum setting forth procedures for
10 implementing the interim enforcement priorities (as revised), and stating that the DHS
11 Secretary “anticipates issuing [new] guidelines in less than 90 days.” *FAC Ex. G at 1, ECF 12-*
12 *1*. As the Court has observed, 90 days has passed without issuance of superseding immigration
13 enforcement priorities.

14 Defendants currently expect that the Secretary will issue new immigration priorities in
15 the beginning of July. Defendants caution that this is their current expectation. The
16 policymaking process is dynamic and responsive to both new events and new information.
17 New priorities may issue either before or after the beginning of July depending on the needs
18 of the agency and other contingencies.

19
20 RESPECTFULLY SUBMITTED this 7th day of June, 2021.

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26 /s/ Michael F. Knapp
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