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15 **UNITED STATES DISTRICT COURT**  
16 **DISTRICT OF ARIZONA**

17 State of Arizona, et al.,  
18 Plaintiffs,

19 v.

20  
21 United States Department of Homeland  
22 Security, et al.,  
23 Defendants.

No. 2:21-cv-00186-SRB

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

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1 Defendants submit this further notice to advise the Court of the current anticipated  
2 timeline for issuance of immigration enforcement priorities that would supersede those  
3 described in 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 previously advised the Court that they then expected the Secretary to issue  
15 new immigration priorities in the beginning of July. *See ECF No. 85*. Defendants submit this  
16 further notice to advise the Court that Defendants’ earlier expectation is unlikely to be met.  
17 Instead, Defendants currently expect that the Secretary will issue new immigration priorities  
18 by the end of August or beginning of September. Defendants caution that this is their current  
19 expectation. The policymaking process is dynamic and responsive to both new events and new  
20 information. New priorities may issue either before or after the end of August or beginning  
21 of September, depending on the needs of the agency and other contingencies.  
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1 RESPECTFULLY SUBMITTED this 28th day of June, 2021.  
2

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8 /s/ Michael F. Knapp

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