

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

TAREQ AQEL MOHAMMED AZIZ,)	
<i>et al.</i> ,)	
)	
Petitioners,)	
)	
vs.)	Civil Action No. 1:17cv116
)	
DONALD TRUMP,)	
President of the United States, <i>et al.</i> ,)	
)	
Respondents.)	
_____)	

NOTICE TO THE COURT

Undersigned counsel write to update this Court of three developments since oral argument on Friday, February 3, 2017 that bear on this litigation.

First, undersigned counsel respectfully notify the Court and the parties that it wishes to correct a statement made by government counsel at oral argument. In response to a question from this Court as to how many individuals have been affected by the Executive Order, government counsel presenting oral argument, based on information he had received, stated that 100,000 visas had been provisionally revoked as a result of the Executive Order (Dkt. No. 43, at 24-25). The Department of State has since provided undersigned counsel with a revised number, which is roughly 60,000 visas.

Second, undersigned counsel notify the Court and the parties that on the evening of February 3, 2017, based upon the entry of a temporary restraining order by the United States District Court for the Western District of Washington that prohibited administration of the Executive Order nationwide, *see Washington v. Trump*, No. C17-0141, 2017 WL 462040 (W.D. Wash. Feb. 3, 2017), the United States Department of State issued a directive that reversed the

previous provisional visa revocation referenced in government counsel's earlier statement to this Court.

Third, counsel note that the United States Government has appealed the Washington decision on an emergency basis, *see Washington v. Trump*, No. 17-35105 (9th Cir. 2017), seeking a stay of the district court's order pending appeal. Per the Ninth Circuit's scheduling order, the State of Washington filed a brief in opposition on February 5, 2017, and the Government's reply brief in support is due no later than 6:00 PM EST, February 6, 2017.

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CERTIFICATE OF SERVICE

I hereby certify that on this date, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will transmit a true and correct copy of the same to the following:

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Date: February 6, 2017

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