

1 five (C.A.C., C.P.E., E.L.D.H., L.R.M. and S.X.C.) is unclear. The Court requests further
2 information from the parties about the legal bases for these deportations, along with any
3 documents underlying these deportations, if any.

4 2. How was the deportation of each of these parents unlawful? Specifically, aside from
5 the legal authority cited in the parties' briefs, is there any other legal basis for a court order
6 requiring the Government to allow these parents to travel to the United States? Does the
7 failure to provide a credible fear interview when required automatically render a
8 subsequent deportation unlawful?

9 3. Assuming there is a legal basis to order the return of these parents, is there any reason
10 why any of these parents would be disqualified from that relief? For example, in their
11 opposition to the motion, Defendants state that before the motion was filed, at least two of
12 the 21 parents actually returned to the United States and were again removed. (*See* Opp'n
13 to Mot. at 13 n.2, ECF No. 428 at 14.) The evidence submitted in support of this assertion
14 reflects that one of these individuals was subject to a removal order that predated their
15 removal from last year. (Opp'n to Mot., Ex. D, ECF No. 428-4 at 4.) The evidence also
16 reflects that the other individual, who was again deported without his child despite being
17 "identified as a member of a Separated Family Unit," "claimed no fear if returned to his
18 native country of citizenship." (*Id.*, ECF No. 428-4 at 6-7.) Plaintiffs did not address this
19 evidence in their reply brief or at oral argument, but the Court requests Plaintiffs' position
20 on whether and how this evidence affects these individuals' requests to return to the United
21 States. The Court also discovered that parent L.R.M. pleaded guilty to felony re-entry after
22 deportation in connection with his entry into the United States last year. The Court requests
23 the parties' positions on whether and how that affects L.R.M.'s eligibility for travel back
24 to the United States.

25 ///

26 ///

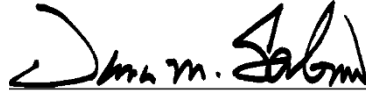
27 ///

28 ///

1 Defendants shall produce to Plaintiffs any and all evidence relevant to the issues set
2 out above on or before **August 6, 2019**. The parties shall file their supplemental briefs on
3 these issues along with all necessary and relevant evidence on or before **August 14, 2019**.

4 **IT IS SO ORDERED.**

5 Dated: July 29, 2019



6
7 Hon. Dana M. Sabraw
United States District Judge

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28