



SUPREME COURT DECISION IN *U.S. V. TEXAS*

6 / 24 / 16

AGENDA

- I. Welcome
- II. U.S. v Texas Case: Legal Update – Melissa Keaney, NILC (10 min)
- III. What We Can Do (5 min) – Shiu-Ming Cheer, NILC
- IV. U.S. v Texas Case: Analysis & Response (10 min) – Julieta Garibay, United We Dream
- V. Q&A – (30 min)

TEXAS V. U.S.

- **Texas and 25 other states** sued the Obama Administration.
- On February 16, 2015, a Texas federal district court **temporarily blocked** the **DAPA** and **expanded DACA programs**.
- In Nov. 2015, a three-judge panel of the Fifth Circuit Court of Appeals **upheld** the decision and the **programs remain blocked**.



- **NOTE:** The **original 2012 DACA** program is **NOT affected** by the decision, nor are the federal government's new "enforcement priorities," which were announced on November 20, 2014.

UNITED STATES V. TEXAS

- On April 18th the Supreme Court heard oral argument
- Yesterday, June 23rd, the Supreme Court affirmed the 5th circuit decision
 - A non-decision decision



WHAT NEXT?

DOJ Should Seek Rehearing

- 25-day deadline (July 18th)
- May temporarily prevent further proceedings in District Court
- Not necessarily a quick solution

Other Possible Legal Challenges



WHAT CAN WE DO?

Promote Inclusive/Pro-immigrant Policies

- Access to Higher Education and Professional Licenses
- Access to Health Care and other Essential Services
- Access to Counsel
- Worker's Rights
- Access to Driver's Licenses



WHAT CAN WE DO?

Defend Against Anti-immigrant Measures & Policies

- Some immigrants will be left out under any scenario and continue to face detention and deportation
- Encourage your state and/or locality to limit their entanglement with ICE
- Defend DACA!



WHAT CAN I DO?

- **Know your rights!**
 - ICE or local law enforcement can stop you at any time. You should know what to say and what not to say when stopped or questioned.
 - Be prepared for an ICE raid by carrying a know-your-rights card.
- **Check with an attorney to see if you can change a criminal conviction.**
 - In some states it is possible to modify, expunge, or vacate your conviction.



WHAT CAN I DO?



- **Talk to trusted, qualified legal service providers.**
 - You or your family member might qualify for some other way to receive a work permit or lawful permanent residence (a “green card”).
 - If you have a prior deportation or removal order, check with an attorney or BIA-accredited representative to figure out whether you can reopen your old immigration case.
 - Visit <http://www.adminrelief.org/legalhelp/> for a list of free or low-cost nonprofit immigration legal service providers near you
- **Remember that the original DACA program is still available and is NOT affected by the Supreme Court decision.**
 - Eligible people can continue to apply for and renew DACA.



United We Dream®

The Supreme Court splits 4 to 4 on the DAPA and DACA Expansion case.

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RESOURCES

- <http://www.nilc.org/issues/immigration-reform-and-executive-actions/united-states-v-state-of-texas/>
(info about the U.S. v Texas case)
- <https://www.nilc.org/issues/immigration-reform-and-executive-actions/> (info about DACA and DAPA)
- <http://unitedwedream.org/help/>
- www.adminrelief.org
- www.iamerica.org