



and denied-in-part the Hawaii plaintiffs' motion to enforce or modify the preliminary injunction in light of the Supreme Court's stay. *See* Notice of Supplemental Authority, ECF No. 99. The Hawaii plaintiffs asserted that an assurance from a refugee resettlement agency, by itself, was sufficient to create a qualifying bona fide relationship between a refugee and a U.S.-based entity. The district court agreed with the Hawaii plaintiffs and granted their motion to modify the preliminary injunction with respect to that issue. Plaintiffs here then filed their Notice of Supplemental Authority, asserting that the Hawaii court "explained that the Supreme Court's decision provided no basis for the Government's position that an assurance from a U.S. refugee resettlement agency was not the type of bona fide relationship contemplated by the Supreme Court." Notice at 1 (quotation omitted). As Plaintiffs concede, Jane Does Nos. 8 and 9 lack any such assurances. *Id.* at 2.

The Government sought review of the district court's decision before both the Ninth Circuit and the Supreme Court. Earlier today, the Supreme Court stayed the district court's order modifying its preliminary injunction "with respect to refugees covered by a formal assurance" pending resolution of the Government's appeal to the Ninth Circuit. A copy of that Order is attached hereto.

Dated: July 19, 2017

Respectfully submitted,

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(ORDER LIST: 582 U.S.)

WEDNESDAY, JULY 19, 2017

ORDER IN PENDING CASE

16-1540 TRUMP, PRESIDENT OF U.S., ET AL. V. HAWAII, ET AL.  
(16A1191)

The Government's motion seeking clarification of our order of June 26, 2017, is denied. The District Court order modifying the preliminary injunction with respect to refugees covered by a formal assurance is stayed pending resolution of the Government's appeal to the Court of Appeals for the Ninth Circuit.

Justice Thomas, Justice Alito, and Justice Gorsuch would have stayed the District Court order in its entirety.