

PATRICK D. ROBBINS (CABN 152288)
Acting United States Attorney
PAMELA T. JOHANN (CABN 145558)
Chief, Civil Division
ELIZABETH D. KURLAN (CABN 255869)
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102-3495
Telephone: 415-436-7200
Facsimile: 415-436-6748
elizabeth.kurlan@usdoj.gov

Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

JOHN DOE,

Plaintiff,

v.

DONALD J. TRUMP, in his official capacity as
President of the United States of America, *et al.*,

Defendants.

Case No. 4:25-cv-03140-JSW

**DEFENDANTS' STATEMENT REGARDING
REACTIVATION OF PLAINTIFFS' SEVIS
RECORDS**

The Honorable Jeffrey S. White

S.Y., *et al.*,

Plaintiff,

v.

KRISTI NOEM, in her official capacity as
Secretary of the United States Department of
Homeland Security, *et al.*,

Defendants.

Case No. 4:25-cv-3244-JSW

ZHOUEER CHEN, *et al.*

Plaintiff,

v.

KRISTI NOEM, *et al.*,

Defendants.

Case No. 4: 25-cv-3292-JSW

JUNGWON KIM, *et al.*,

Plaintiffs,

v.

KRISTI NOEM, *et al.*,

Defendants.

Case No. 4:25-cv-3383-JSW

W.B.

Plaintiff,

v.

KRISTI NOEM, *et al.*,

Defendants.

Case No. 4:25-cv-3407-JSW

EMMA BAI,

Plaintiff,

v.

TODD M. LYONS, Acting Director, United
States Immigration and Customs Enforcement,

Defendant.

Case No. 4:25-cv-3481-JSW

J.C. <i>et al.</i> ,)	Case No. 2020-0002-0000
)	
Plaintiffs,)	
)	
v.)	
)	
KRISTI NOEM, <i>et al.</i> ,)	
)	
Defendants.)	

SHANGSHANG WANG, *et al.*,
Plaintiffs,
v.
KRISTI NOEM, *et al.*,
Defendants.

1 Following a hearing this morning on the motions for a temporary restraining order in these
2 related cases, the Court ordered Defendants to file a brief “that addresses the information provided to the
3 Court at the start of the hearing regarding the reinstatement of SEVIS records. That brief shall include
4 any information Defendants are able to provide regarding what notice and opportunity an agency will
5 provide an F-1 nonimmigrant before terminating a SEVIS record.” *Doe v. Trump*, No. 25-cv-03140,
6 Dkt. No. 45. Based on the information currently available to the undersigned, Defendants respond as
7 follows:

8 1. Defendant Immigration and Customs Enforcement (“ICE”) is developing a policy that
9 will provide a framework for SEVIS record terminations. Until such a policy is issued, the SEVIS
10 records for the plaintiffs in these above-captioned cases (and other similarly situated plaintiffs) will
11 remain Active or shall be re-activated if not currently active. ICE maintains the authority to terminate a
12 SEVIS record for other reasons, such as if the plaintiff fails to maintain his or her nonimmigrant status
13 after the record is reactivated or engages in other unlawful activity that would render him or her
14 removable from the United States under the Immigration and Nationality Act.

15 2. To effect the reactivation of SEVIS records, ICE must change the status manually after
16 logging in to each individual SEVIS account. This process can take some time. As Plaintiffs
17 represented to the Court this morning, many of the plaintiffs have already had their records reactivated.
18 For the remaining plaintiffs, Defendants anticipate that reactivation will be effected shortly. ICE is
19 working to complete this process as soon as possible.

20 3. As set forth in Paragraph 1, SEVIS records will remain active until ICE’s new policy is
21 implemented. ICE is in the process of developing that policy. We are unable to make any
22 representations to the Court at this time regarding the content of the new framework, including whether
23 it will contain a process for notice and opportunity to respond prior to termination of SEVIS records by
24 ICE, or what that process would be.

25
26 DATED: April 25, 2025

Respectfully submitted,

27 PATRICK D. ROBBINS
28 Acting United States Attorney

s/ Elizabeth D. Kurlan
ELIZABETH D. KURLAN
Assistant United States Attorney

Attorneys for Defendants