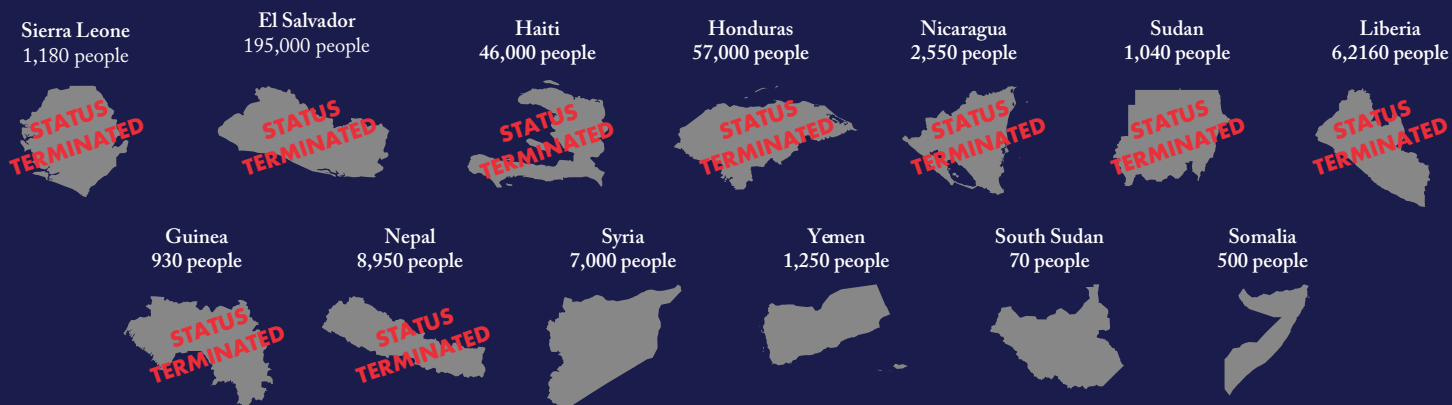


IT'S TIME TO STOP HITTING THE SNOOZE BUTTON ON TPS AND DED! LEGISLATION (NOT LITIGATION) IS THE ONLY SOLUTION TO PERMANENTLY PROTECT TPS AND DED HOLDERS



The crisis at hand

Since 2017, Temporary Protected Status, or TPS, has been terminated for nine countries. Deferred Enforced Departure, or DED, for Liberia was also terminated.

In total, approximately 320,000 people will lose their work authorization and protection from deportation to countries that may be unsafe in the coming years as a result of these decisions, and some already have. More than 260,000 TPS and DED holders have made the United States their home for more than 15 years, and many have U.S. citizen children. The impact of these terminations is devastating for individuals and families who now risk separation. American businesses will lose vital workers and be forced to absorb turnover costs. The life-sustaining remittances that TPS and DED holders send to family and friends abroad will run dry, weakening national economies and triggering new waves of migration.

Litigation challenging the terminations and possible outcomes

Multiple lawsuits have been filed challenging many of the current administration's TPS terminations. The litigation centers around the racial and political motivations behind the decisions, as well as the lack of proper procedure used. Despite the importance of litigation for accountability and in some cases to provide temporary relief from the terminations through injunction, litigation will never provide a permanent solution for TPS and DED holders and their families.

A win in a case challenging a TPS termination would only require the administration to make the decision again, this time without racial animus or ignoring experts or procedure. It would not require that the administration extend TPS or DED, or bar it from terminating either protection.

The time for Congress to act is NOW. Our lawmakers must protect the human beings and their families who face imminent separation and devastation.

Current cases challenging this administration's TPS terminations

Case	Countries covered
<i>Casa de Maryland v. Trump</i>	El Salvador
<i>Centro Presente v. Trump</i>	El Salvador, Haiti, Honduras
<i>NAACP v. DHS</i>	Haiti
<i>Ramos v. Nielsen</i>	El Salvador, Haiti, Nicaragua, Sudan
<i>Saget v. Trump</i>	Haiti

There is no litigation challenging the current administration's termination of DED for Liberia or TPS for Nepal as of the date of this resource. The Obama administration ended TPS for the Ebola-stricken countries, Sierra Leone, Guinea, and Liberia (protection officially ended for these three countries on May 21, 2017), and those decisions were also not challenged by litigation.

Ramos v. Nielsen preliminary injunction

In Oct. 2018, a California District Court issued a preliminary injunction that temporarily halts the termination of TPS for four countries—El Salvador, Haiti, Nicaragua, and Sudan—while the litigation is ongoing. This is only a temporary reprieve; it is not and will not provide permanent protection. The Department of Homeland Security is also appealing the District Court's preliminary injunction decision.

Termination dates for countries currently not under an injunction

Country	Number of TPS or DED holders	Termination date (last day of protection from deportation)
Sierra Leone TPS	1,180 people	May 21, 2017
Guinea TPS	930 people	May 21, 2017
Liberia TPS	2,160 people	May 21, 2017
Liberia DED	4,000 people	March 31, 2019
Nepal TPS	8,950 people	June 24, 2019
Honduras TPS	57,000 people	Jan. 5, 2020

Saget v. Trump trial update

Trial on the *Saget* case challenging the Haiti TPS termination concluded in January 2019, and a decision could be made as early as March 2019. A negative ruling could have serious consequences on other litigation and further intensify the urgency of a permanent legislative solution.

Consequences being felt now

In addition to the stress, chaos, and turmoil individuals and families are experiencing due to the TPS and DED terminations, people are already losing their jobs, access to driver's licenses, and other consequences as a result of the terminations. Canadian officials have reported waves of TPS holders arriving at their border, seeking safety. People now bracing for an uncertain future are unable to send as much money to family and friends in home countries, laying the groundwork for additional destabilization of the Northern Triangle and other countries and regions. This will result in more people migrating to the United States to protect their and their families' lives.

Stories of people affected by TPS and DED terminations can be found at nationaltpsalliance.org/bus-riders.

Updated January 31, 2019

For more information on TPS and DED, including current litigation, visit: cliniclegal.org/tps. Maps obtained from freevectormaps.com.