

FOR PUBLICATION

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

BASSAM YUSUF KHOURY; ALVIN
RODRIGUEZ MOYA; PABLO CARRERA
ZAVALA, on behalf of themselves as
individuals and on behalf of others
similarly situated,

Plaintiffs-Appellees,

v.

ELIZABETH GODFREY, Acting Field
Office Director, ICE; LOWELL
CLARK, Warden, NWDC; JAMES
MCHENRY, Director of EOIR;
WILLIAM P. BARR, Attorney General,
Attorney General of the United States;
KEVIN K. MCALEENAN, Acting
Secretary of the Department of
Homeland Security; UNITED STATES
OF AMERICA; RONALD D. VITIELLO,
Acting Director, Immigration and
Customs Enforcement (ICE),

Defendants-Appellants.

No. 14-35482

D.C. No.
2:13-cv-01367-
RAJ

ORDER

On Remand from the United States Supreme Court

Filed May 1, 2019

Before: Andrew J. Kleinfeld, Jacqueline H. Nguyen,
and Michelle T. Friedland, Circuit Judges.

ORDER

In light of the Supreme Court's decision in *Nielsen v. Preap*, 139 S. Ct. 954 (2019), the memorandum disposition of this Court dated August 4, 2016, is **VACATED** and judgment is entered **REVERSING** the district court's judgment. We remand this case to the district court for further proceedings consistent with the Supreme Court's opinion.

REVERSED and REMANDED.