

**FOR PUBLICATION**

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

REGENTS OF THE UNIVERSITY  
OF CALIFORNIA; JANET  
NAPOLITANO, in her official  
capacity as President of the  
University of California,  
*Plaintiffs-Appellees,*

v.

U.S. DEPARTMENT OF  
HOMELAND SECURITY; CHAD  
F. WOLF,\* in his official  
capacity as Acting Secretary of  
the Department of Homeland  
Security,  
*Defendants-Appellants.*

No. 18-15068

D.C. No.  
3:17-cv-05211-WHA

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\* Chad F. Wolf and William P. Barr are substituted in place of their predecessors. Fed. R. App. P. 43(c)(2).

STATE OF CALIFORNIA; STATE  
OF MAINE; STATE OF  
MINNESOTA; STATE OF  
MARYLAND,  
*Plaintiffs-Appellees,*

v.

U.S. DEPARTMENT OF  
HOMELAND SECURITY; CHAD  
F. WOLF, in his official  
capacity as Acting Secretary of  
the Department of Homeland  
Security; UNITED STATES OF  
AMERICA,  
*Defendants-Appellants.*

No. 18-15069

D.C. No.  
3:17-cv-05235-WHA

CITY OF SAN JOSE,  
*Plaintiff-Appellee,*

v.

DONALD J. TRUMP, President  
of the United States, in his  
official capacity; CHAD F.  
WOLF, in his official capacity  
as Acting Secretary of the  
Department of Homeland  
Security; UNITED STATES OF  
AMERICA,  
*Defendants-Appellants.*

No. 18-15070

D.C. No.  
3:17-cv-05329-WHA

DULCE GARCIA; MIRIAM  
GONZALEZ AVILA; SAUL  
JIMENEZ SUAREZ; VIRIDIANA  
CHABOLLA MENDOZA;  
JIRAYUT LATTHIVONGSKORN;  
NORMA RAMIREZ,  
*Plaintiffs-Appellees,*

v.

UNITED STATES OF AMERICA;  
DONALD J. TRUMP, in his  
official capacity as President  
of the United States; U.S.  
DEPARTMENT OF HOMELAND  
SECURITY; CHAD F. WOLF, in  
his official capacity as Acting  
Secretary of the Department  
of Homeland Security,  
*Defendants-Appellants.*

No. 18-15071

D.C. No.  
3:17-cv-05380-WHA

COUNTY OF SANTA CLARA;  
SERVICE EMPLOYEES  
INTERNATIONAL UNION  
LOCAL 521,  
*Plaintiffs-Appellees,*

v.

DONALD J. TRUMP, in his  
official capacity as President  
of the United States;  
WILLIAM P. BARR, Attorney  
General; CHAD F. WOLF, in  
his official capacity as  
Acting Secretary of the  
Department of Homeland  
Security; U.S. DEPARTMENT  
OF HOMELAND SECURITY,  
*Defendants-Appellants.*

No. 18-15072

D.C. No.  
3:17-cv-05813-WHA

REGENTS OF THE  
UNIVERSITY OF CALIFORNIA;  
JANET NAPOLITANO, In her  
official capacity as President  
of the University of  
California; STATE OF  
CALIFORNIA; STATE OF  
MAINE; STATE OF  
MINNESOTA; STATE OF  
MARYLAND; CITY OF SAN  
JOSE; DULCE GARCIA;  
MIRIAM GONZALEZ AVILA;  
SAUL JIMENEZ SUAREZ;  
VIRIDIANA CHABOLLA  
MENDOZA; JIRAYUT  
LATTHIVONGSKORN; NORMA  
RAMIREZ; COUNTY OF  
SANTA CLARA; SERVICE  
EMPLOYEES INTERNATIONAL  
UNION LOCAL 521,  
*Plaintiffs-Appellees,*

v.

No. 18-15128

D.C. Nos.

3:17-cv-05211-WHA

3:17-cv-05235-WHA

3:17-cv-05329-WHA

3:17-cv-05380-WHA

3:17-cv-05813-WHA

UNITED STATES OF  
AMERICA; DONALD J.  
TRUMP, in his official  
capacity as President of the  
United States; U.S.  
DEPARTMENT OF HOMELAND  
SECURITY; CHAD F. WOLF,  
in his official capacity as  
Acting Secretary of the  
Department of Homeland  
Security,  
*Defendants-Appellants.*

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REGENTS OF THE  
UNIVERSITY OF CALIFORNIA;  
JANET NAPOLITANO, in her  
official capacity as President  
of the University of  
California; STATE OF  
CALIFORNIA; STATE OF  
MAINE; STATE OF  
MINNESOTA; STATE OF  
MARYLAND; CITY OF SAN  
JOSE; DULCE GARCIA;  
MIRIAM GONZALEZ AVILA;  
SAUL JIMENEZ SUAREZ;  
VIRIDIANA CHABOLLA  
MENDOZA; JIRAYUT  
LATTHIVONGSKORN; NORMA  
RAMIREZ,

*Plaintiffs-Appellants,*

v.

UNITED STATES OF  
AMERICA; DONALD J.  
TRUMP, in his official  
capacity as President of the  
United States; U.S.  
DEPARTMENT OF HOMELAND  
SECURITY; CHAD F. WOLF,  
in his official capacity as  
Acting Secretary of the  
Department of Homeland  
Security,

*Defendants-Appellees.*

No. 18-15133

D.C. Nos.

3:17-cv-05211-WHA

3:17-cv-05235-WHA

3:17-cv-05329-WHA

3:17-cv-05380-WHA

3:17-cv-05813-WHA

DULCE GARCIA; MIRIAM  
GONZALEZ AVILA; SAUL  
JIMENEZ SUAREZ; VIRIDIANA  
CHABOLLA MENDOZA; NORMA  
RAMIREZ; JIRAYUT  
LATTHIVONGSKORN; COUNTY  
OF SANTA CLARA; SERVICE  
EMPLOYEES INTERNATIONAL  
UNION LOCAL 521,

*Plaintiffs-Appellants,*

v.

UNITED STATES OF AMERICA;  
DONALD J. TRUMP, in his  
official capacity as President  
of the United States; U.S.  
DEPARTMENT OF HOMELAND  
SECURITY; CHAD F. WOLF, in  
his official capacity as Acting  
Secretary of the Department of  
Homeland Security,

*Defendants-Appellees.*

No. 18-15134

D.C. Nos.

3:17-cv-05211-WHA

3:17-cv-05235-WHA

3:17-cv-05329-WHA

3:17-cv-05380-WHA

3:17-cv-05813-WHA

ORDER

On Remand From The United States Supreme Court

Filed August 4, 2020

Before: Kim McLane Wardlaw, Jacqueline H. Nguyen,  
and John B. Owens, Circuit Judges.

Order



**ORDER**

In light of the Supreme Court’s decision in *Department of Homeland Security v. Regents of the University of California*, 140 S. Ct. 1891 (2020), we remand these cases to the district court for further proceedings consistent with the Supreme Court’s opinion, which held that the Department of Homeland Security’s rescission of the Deferred Action for Childhood Arrivals program “was arbitrary and capricious in violation of the [Administrative Procedure Act],” *id.* at 1915.

**IT IS SO ORDERED.** The mandate shall issue forthwith.