



OOD
PM 21-22

Effective: May 14, 2021

To: All of EOIR
From: Jean C. King, Acting Director
Date: May 14, 2021

CANCELLATION OF POLICY MEMORANDUM 21-09

PURPOSE:	Rescind and cancel Policy Memorandum 21-09
OWNER:	Office of the Director
AUTHORITY:	8 C.F.R. § 1003.0(b)
CANCELLATION:	Policy Memorandum 21-09

As part of EOIR's ongoing efforts to improve operations and review existing policy memoranda, the following Policy Memorandum (PM) is rescinded:

1. PM 21-09, *Guidance Regarding New Regulations Governing Procedures for Asylum and Withholding of Removal and Credible Fear and Reasonable Fear Reviews*

PM 21-09 was issued in relation to the publication of the final rule titled "Procedures for Asylum and Withholding of Removal; Credible Fear and Reasonable Fear Review," 85 Fed. Reg. 80,274 (Dec. 11, 2020), which was enjoined until further court order before taking effect. *See Pangea Legal Services, et al. ("Pangea II"), v. DHS, et al.*, No. 3:20-cv-9253 (N.D. Cal.); *see also Immigration Equality, et al., v. DHS, et al.*, No. 3:20-cv-9258 (N.D. Cal.); *Human Rights First v. Wolf, et al.*, No. 1:20-cv-3764 (D.D.C.); *Tahirih Justice Center, et al., v. Gaynor, et al.*, No. 1:21-cv-0124 (D.D.C.). The revocation of PM 21-09 is consistent with the court order in *Pangea II* and with Executive Orders 14010 and 14012 (Feb. 2, 2021).

Please contact your supervisor if you have any questions regarding this PM.