



**U.S. Customs and  
Border Protection**

July 15, 2025

MEMORANDUM FOR: Executive Directors  
Directors, Office of Field Operations  
Assistant Directors, Office of Field Operations

FROM: Diane J. Sabatino  
(A) Executive Assistant Commissioner  
Office of Field Operations

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SABATINO** Digitally signed by  
DIANE J. SABATINO  
Date: 2025.07.15  
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SUBJECT: **Detention of Applicants for Admission**

Effectively immediately, applicants for admission encountering the Department of Homeland Security for the first time after failing to lawfully present for inspection at a U.S. port of entry are subject to mandatory detention under INA Section 235. Commissioner Rodney S. Scott issued the guidance to all U.S. Customs and Border Protection (CBP) components on July 10, 2025.

For the Office of Field Operations (OFO), the guidance applies to applicants for admission not lawfully presenting for inspection at a port of entry, including port runners and others apprehended beyond or outside a port of entry who were previously amenable to being processed under INA Section 236. In limited circumstances where OFO encounters an individual who is present without admission or parole (PWAP) and seeks to place the alien in Section 240 removal proceedings (Notice to Appear), OFO shall charge both INA Sections 212(a)(6)(A)(i) and (7)(A)(i)(I) grounds of inadmissibility. When aliens PWAP are amenable to Expedited Removal, they shall be processed accordingly under Section 235 in alignment with current guidance.

Please distribute this memorandum to port personnel. Should you require additional information, please contact Matthew S. Davies, Executive Director, Admissibility and Passenger Programs.

Attachment