

# Supreme Court Weighs in on Trump's Travel Ban

By Stephen Lendman

Global Research, June 28, 2017

Region: <u>Middle East & North Africa</u>, <u>USA</u> Theme: <u>Law and Justice</u>, <u>Poverty & Social</u>

<u>Inequality</u>

VISIT MY NEW WEB SITE: <u>stephenlendman.org</u> (<u>Home - Stephen Lendman</u>). Contact at <u>lendmanstephen@sbcglobal.net</u>.

On Monday, the Supreme Court agreed to review lower court injunctions against Trump's travel ban in October.

US District and Appeals Courts blocked them temporarily. Countries affected include Iran, Libya, Somalia, Sudan, Syria and Yemen, banning travel to the US for 90 days, imposing a 120-day ban on refugees.

Iraq was removed from the initial order because of its involvement in the battle for Mosul, America's phony war on ISIS, the scourge it supports.

In a unanimous per curiam opinion, High Court justices partly lifted an injunction preventing Trump's travel ban from taking effect.

The administration cannot enforce the ban against anyone with "a credible claim of a bona fide relationship" with a person or entity in America, the Supreme Court opinion stated.

It can against all others in the targeted countries, Muslim majority ones, their people victimized by US imperialism, four of the six raped by US aggression, the other two threatened by Washington.

None of the six or their citizens pose any threat to US national security. In contrast, Trump's ban targets people on the basis of their religious beliefs in nations ravaged by US aggression and/or opposed to its imperial agenda – no other legitimate reasons.

A justifiable travel ban would prohibit US government officials from traveling to these countries because of the enormous threat they pose – not the other way around as Trump's travel ban ordered, partly supported by the nation's highest court, complicit with administration "religious intolerance, animus, and discrimination" as the Fourth Circuit Court of Appeals ruled.



Judge Roger Gregory (Source: richmond.com)

# Its chief **Judge Roger Gregory** added:

"Congress granted the President broad power to deny entry to aliens, but that power is not absolute."

"It cannot go unchecked when, as here, the President wields it through an executive edict that stands to cause irreparable harm to individuals across this nation."

Law **Professor Emeritus Marjorie Cohn** argued against Trump's travel ban, saying:

It "violates the <u>Establishment Clause</u>, the <u>Due Process Clause</u>, the <u>Equal</u> Protection Clause, and the Take Care Clause of the Constitution."

"It also violates the <u>Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment</u> (CAT), as well as the <u>International Covenant on Civil and Political Rights</u> (ICCPR); both are treaties the United States has ratified, making them part of US law under the Constitution's <u>Supremacy Clause</u>."

"The EO violates the <u>Immigration and Nationality Act</u> as well." High Court justices ignored all of the above, their ruling politically motivated, rule of law principles ignored.

The Supreme Court consolidated cases from the US Fourth and Ninth Circuit Courts of Appeal, Trump v. Hawaii and Trump v. International Refugee Assistance Project.

Justices will hear arguments for and against the travel ban when they reconvene in October. ACLU and National Immigration Law Center lawyers will contest the ban. Administration attorneys led by **Solicitor General Jeffrey Wall** will support it.

Trump said his revised ban will take effect in 72 hours following partial approval by the High Court.

Claiming it's to protect national security is fabricated nonsense. It continues post-9/11 Islamophobic rage, used as a pretext to wage naked aggression against one Muslim-majority nation after another – raping and destroying them, the highest of high crimes.

VISIT MY NEW WEB SITE: <u>stephenlendman.org</u> (Home – Stephen Lendman). Contact at <u>lendmanstephen@sbcglobal.net</u>.

My newest book as editor and contributor is titled "Flashpoint in Ukraine: How the US Drive for Hegemony Risks WW III."

http://www.claritypress.com/LendmanIII.html

Listen to cutting-edge discussions with distinguished guests on the Progressive Radio News Hour on the Progressive Radio Network.

Featured image from Huffington Post

The original source of this article is Global Research Copyright © <u>Stephen Lendman</u>, Global Research, 2017

### **Comment on Global Research Articles on our Facebook page**

#### **Become a Member of Global Research**

# Articles by: **Stephen Lendman**

# About the author:

Stephen Lendman lives in Chicago. He can be reached at lendmanstephen@sbcglobal.net. His new book as editor and contributor is titled "Flashpoint in Ukraine: US Drive for Hegemony Risks WW III." http://www.claritypress.com/LendmanIII.html Visit his blog site at sjlendman.blogspot.com. Listen to cuttingedge discussions with distinguished guests on the Progressive Radio News Hour on the Progressive Radio Network. It airs three times weekly: live on Sundays at 1PM Central time plus two prerecorded archived programs.

**Disclaimer:** The contents of this article are of sole responsibility of the author(s). The Centre for Research on Globalization will not be responsible for any inaccurate or incorrect statement in this article. The Centre of Research on Globalization grants permission to cross-post Global Research articles on community internet sites as long the source and copyright are acknowledged together with a hyperlink to the original Global Research article. For publication of Global Research articles in print or other forms including commercial internet sites, contact: <a href="mailto:publications@globalresearch.ca">publications@globalresearch.ca</a>

www.globalresearch.ca contains copyrighted material the use of which has not always been specifically authorized by the copyright owner. We are making such material available to our readers under the provisions of "fair use" in an effort to advance a better understanding of political, economic and social issues. The material on this site is distributed without profit to those who have expressed a prior interest in receiving it for research and educational purposes. If you wish to use copyrighted material for purposes other than "fair use" you must request permission from the copyright owner.

For media inquiries: publications@globalresearch.ca