

City Hall 1 Dr. Carlton B. Goodlett Place Room 244 San Francisco, CA 94102-4689 Tel. No. (415) 554-5184 Fax No. (415) 554-5163 TDD/TTY No. (415) 554-5227

April 23, 2025

Donald J. Trump, President of United States Office of the President of the United States The White House 1600 Pennsylvania Avenue NW Washington, DC 20500

Re: Board of Supervisors Resolution No. 144-25

Dear President Trump:

On April 8, 2025, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 144-25 (Condemning President Trump's Use of the "Alien Enemies Act"), which was enacted on April 18, 2025.

The Board of Supervisors directs the Clerk of the Board to forward the following document to your attention:

• One copy of Resolution No. 144-25 (File No. 250300)

If you have any questions or require additional information, please contact the Office of the Clerk of the Board at (415) 554-5184, or by e-mail: <u>board.of.supervisors@sfgov.org</u>.

Sincerely,

Angela Calvillo

Clerk of the Board

ll:jw:ak:ams

 Members of the Board of Supervisors; Supervisors Myrna Melgar, Matt Dorsey, Stephen Sherrill, Bilal Mahmood, Connie Chan, Jackie Fielder, Rafael Mandelman, Chyanne Chen, Shamann Walton, Danny Sauter, Joel Engardio
Adam Thongsavat, Mayor's Liaison to the Board of Supervisors
Eileen F. Mariano, Mayor's Manager of State and Federal Legislative Affairs
Aly Bonde, Mayor's Policy Director

Paul Yoder, Karen Lange, Erica Smith, City Lobbyists - Shaw/Yoder/Antwih Inc.

[Condemning President Trump's Use of the "Alien Enemies Act"]

# Resolution condemning President Trump's use of the "Alien Enemies Act" to deport noncitizens as an abuse of power and threat to our constitutional order.

WHEREAS, On March 15, 2025, President Donald Trump issued a Proclamation, "Invocation of the Alien Enemies Act Regarding the Invasion of the United States by Tren de Aragua" (the "Proclamation"), that purports to direct the government to arrest and remove any Venezuelan national over the age of 14 who is alleged by the federal administration to be a member of this gang; and

WHEREAS, 200 Venezuelan immigrants were taken by the federal government and deported to El Salvador in violation of a federal court order, some of these individuals have pending civil court dates in order to obtain immigration status, and all of these individuals are now being held indefinitely in a country that's suspended its own constitution, with no speedy trial rights, no independent judiciary, and in a mega-prison, the largest in the hemisphere, that's been condemned by human rights organizations for torture tactics and other human rights abuses; and

WHEREAS, The United States invoked the "Alien Enemies Act of 1798" ("AEA") only three prior times in our country's history: the War of 1812, World War I, and World War II; and

WHEREAS, The AEA can only be applied following a formal declaration of war or after a foreign nation threatens or conducts a predatory incursion against the territory of the United States (U.S.); and

WHEREAS, The AEA was last invoked in December of 1941, to arrest Japanese, Italian, and German immigrants upon U.S. entry into World War II; the AEA authorized the mass arrests of Japanese immigrant community leaders without warrants or criminal charges,

based on racist – and later disproven – assumptions that these business owners and religious leaders were spies and saboteurs; this program of mass arrests of Japanese Americans was expanded in February 1942 by Executive Order 9066, to incarcerate over 120,000 Japanese Americans without due process, two-thirds of whom were American citizens; this incarceration of Japanese Americans is a racist and shameful event in our history; and

WHEREAS, During World War II, San Francisco residents with Japanese, Italian and German descent were detained by the federal government and taken to incarceration camps, including those located on land owned by the City and County of San Francisco; and

WHEREAS, In 1982, the congressionally appointed Commission on Wartime Relocation and Internment of Civilians published a report finding that the U.S. government incarcerated Japanese American civilians despite the lack of military necessity; based on a thorough investigation, including multiple hearings, a review of historical documents and the testimony of more than 750 witnesses, the commission unanimously concluded that the use of the AEA was animated by "race prejudice, war hysteria and a failure of political leadership"; additionally, litigation by incarceration survivors Gordon Hirabayashi, Fred Korematsu, and Minoru Yasui, and earlier, Mitsuye Endo revealed that the U.S. government deliberately misled the U.S. Supreme Court in its effort to justify a provably racist policy; decades later, the U.S. government apologized for the roundup and incarceration of Japanese Americans during World War II and provided reparations to survivors; and

WHEREAS, The roundup and incarceration of Japanese Americans caused lasting devastation for San Francisco families who endured lengthy incarceration and lost their homes, possessions, and jobs, based on a racist and fraudulent pretext that also formed the basis of damaging actions by the City and County of San Francisco as acknowledged in the Board Resolution No. 63-22 commemorating the 80th anniversary of the signing of Executive Order 9066 that was adopted by the Board of Supervisors in 2022; and

WHEREAS, Venezuelans are at imminent risk of deportation without any hearing or meaningful review, regardless of their ties to the United States or the availability of defenses to removal; and

WHEREAS, The due process clause of the U.S. constitution applies to all individuals residing in the United States, regardless of immigration status; and

WHEREAS, Noncitizen community members cannot be arrested and deported to a foreign country without due process of law; now, therefore, be it

RESOLVED, That the City and County of San Francisco hereby opposes the Proclamation purporting to authorize the use of the AEA to deport and members of our community without due process; and, be it

FURTHER RESOLVED, That the City and County of San Francisco urges the passage of the "Neighbors Not Enemies Act" (H.R. 630; S. 193) and urges support from Senators Padilla and Schiff and Speaker Emerita Pelosi; and, be it

FURTHER RESOLVED, That the City and County of San Francisco affirms its commitment to supporting immigrants and to moving beyond the dark moments in our past when this wartime law was abused to violate the rights of our immigrant neighbors; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby directs the Clerk of the Board to transmit a copy of this Resolution to President Trump, Vice President Vance, and U.S. Congressional representatives Senator Padilla, Senator Schiff, and Speaker Emerita Pelosi.



Tails

Resolution

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689

250300 File Number:

Date Passed: April 08, 2025

Resolution condemning President Trump's use of the "Alien Enemies Act" to deport noncitizens as an abuse of power and threat to our constitutional order.

April 08, 2025 Board of Supervisors - AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE Ayes: 10 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill and Walton Excused: 1 - Sauter

April 08, 2025 Board of Supervisors - ADOPTED AS AMENDED

Ayes: 10 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill and Walton Excused: 1 - Sauter

File No. 250300

I hereby certify that the foregoing **Resolution was ADOPTED AS AMENDED on** 4/8/2025 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo Clerk of the Board

Unsigned

**Daniel Lurie** 

04/18/2025

**Date Approved** 

Mavor

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Angela Calvillo

Clerk of the Board

04/18/2025



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April 23, 2025

The Honorable Vice President JD Vance The White House 1600 Pennsylvania Avenue NW Washington, DC 20500

Re: Board of Supervisors Resolution No. 144-25

Dear Vice President Vance:

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[Condemning President Trump's Use of the "Alien Enemies Act"]

# Resolution condemning President Trump's use of the "Alien Enemies Act" to deport noncitizens as an abuse of power and threat to our constitutional order.

WHEREAS, On March 15, 2025, President Donald Trump issued a Proclamation, "Invocation of the Alien Enemies Act Regarding the Invasion of the United States by Tren de Aragua" (the "Proclamation"), that purports to direct the government to arrest and remove any Venezuelan national over the age of 14 who is alleged by the federal administration to be a member of this gang; and

WHEREAS, 200 Venezuelan immigrants were taken by the federal government and deported to El Salvador in violation of a federal court order, some of these individuals have pending civil court dates in order to obtain immigration status, and all of these individuals are now being held indefinitely in a country that's suspended its own constitution, with no speedy trial rights, no independent judiciary, and in a mega-prison, the largest in the hemisphere, that's been condemned by human rights organizations for torture tactics and other human rights abuses; and

WHEREAS, The United States invoked the "Alien Enemies Act of 1798" ("AEA") only three prior times in our country's history: the War of 1812, World War I, and World War II; and

WHEREAS, The AEA can only be applied following a formal declaration of war or after a foreign nation threatens or conducts a predatory incursion against the territory of the United States (U.S.); and

WHEREAS, The AEA was last invoked in December of 1941, to arrest Japanese, Italian, and German immigrants upon U.S. entry into World War II; the AEA authorized the mass arrests of Japanese immigrant community leaders without warrants or criminal charges,

based on racist – and later disproven – assumptions that these business owners and religious leaders were spies and saboteurs; this program of mass arrests of Japanese Americans was expanded in February 1942 by Executive Order 9066, to incarcerate over 120,000 Japanese Americans without due process, two-thirds of whom were American citizens; this incarceration of Japanese Americans is a racist and shameful event in our history; and

WHEREAS, During World War II, San Francisco residents with Japanese, Italian and German descent were detained by the federal government and taken to incarceration camps, including those located on land owned by the City and County of San Francisco; and

WHEREAS, In 1982, the congressionally appointed Commission on Wartime Relocation and Internment of Civilians published a report finding that the U.S. government incarcerated Japanese American civilians despite the lack of military necessity; based on a thorough investigation, including multiple hearings, a review of historical documents and the testimony of more than 750 witnesses, the commission unanimously concluded that the use of the AEA was animated by "race prejudice, war hysteria and a failure of political leadership"; additionally, litigation by incarceration survivors Gordon Hirabayashi, Fred Korematsu, and Minoru Yasui, and earlier, Mitsuye Endo revealed that the U.S. government deliberately misled the U.S. Supreme Court in its effort to justify a provably racist policy; decades later, the U.S. government apologized for the roundup and incarceration of Japanese Americans during World War II and provided reparations to survivors; and

WHEREAS, The roundup and incarceration of Japanese Americans caused lasting devastation for San Francisco families who endured lengthy incarceration and lost their homes, possessions, and jobs, based on a racist and fraudulent pretext that also formed the basis of damaging actions by the City and County of San Francisco as acknowledged in the Board Resolution No. 63-22 commemorating the 80th anniversary of the signing of Executive Order 9066 that was adopted by the Board of Supervisors in 2022; and

WHEREAS, Venezuelans are at imminent risk of deportation without any hearing or meaningful review, regardless of their ties to the United States or the availability of defenses to removal; and

WHEREAS, The due process clause of the U.S. constitution applies to all individuals residing in the United States, regardless of immigration status; and

WHEREAS, Noncitizen community members cannot be arrested and deported to a foreign country without due process of law; now, therefore, be it

RESOLVED, That the City and County of San Francisco hereby opposes the Proclamation purporting to authorize the use of the AEA to deport and members of our community without due process; and, be it

FURTHER RESOLVED, That the City and County of San Francisco urges the passage of the "Neighbors Not Enemies Act" (H.R. 630; S. 193) and urges support from Senators Padilla and Schiff and Speaker Emerita Pelosi; and, be it

FURTHER RESOLVED, That the City and County of San Francisco affirms its commitment to supporting immigrants and to moving beyond the dark moments in our past when this wartime law was abused to violate the rights of our immigrant neighbors; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby directs the Clerk of the Board to transmit a copy of this Resolution to President Trump, Vice President Vance, and U.S. Congressional representatives Senator Padilla, Senator Schiff, and Speaker Emerita Pelosi.



Tails

Resolution

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689

250300 File Number:

Date Passed: April 08, 2025

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April 08, 2025 Board of Supervisors - ADOPTED AS AMENDED

Ayes: 10 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill and Walton Excused: 1 - Sauter

File No. 250300

I hereby certify that the foregoing **Resolution was ADOPTED AS AMENDED on** 4/8/2025 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo Clerk of the Board

Unsigned

**Daniel Lurie** 

04/18/2025

**Date Approved** 

Mavor

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Angela Calvillo

Clerk of the Board

04/18/2025



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April 23, 2025

The Honorable Nancy Pelosi Speaker Emerita 1236 Longworth House Office Building Washington, DC 20515

Re: Board of Supervisors Resolution No. 144-25

Dear Speaker Emerita Pelosi:

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WHEREAS, 200 Venezuelan immigrants were taken by the federal government and deported to El Salvador in violation of a federal court order, some of these individuals have pending civil court dates in order to obtain immigration status, and all of these individuals are now being held indefinitely in a country that's suspended its own constitution, with no speedy trial rights, no independent judiciary, and in a mega-prison, the largest in the hemisphere, that's been condemned by human rights organizations for torture tactics and other human rights abuses; and

WHEREAS, The United States invoked the "Alien Enemies Act of 1798" ("AEA") only three prior times in our country's history: the War of 1812, World War I, and World War II; and

WHEREAS, The AEA can only be applied following a formal declaration of war or after a foreign nation threatens or conducts a predatory incursion against the territory of the United States (U.S.); and

WHEREAS, The AEA was last invoked in December of 1941, to arrest Japanese, Italian, and German immigrants upon U.S. entry into World War II; the AEA authorized the mass arrests of Japanese immigrant community leaders without warrants or criminal charges,

based on racist – and later disproven – assumptions that these business owners and religious leaders were spies and saboteurs; this program of mass arrests of Japanese Americans was expanded in February 1942 by Executive Order 9066, to incarcerate over 120,000 Japanese Americans without due process, two-thirds of whom were American citizens; this incarceration of Japanese Americans is a racist and shameful event in our history; and

WHEREAS, During World War II, San Francisco residents with Japanese, Italian and German descent were detained by the federal government and taken to incarceration camps, including those located on land owned by the City and County of San Francisco; and

WHEREAS, In 1982, the congressionally appointed Commission on Wartime Relocation and Internment of Civilians published a report finding that the U.S. government incarcerated Japanese American civilians despite the lack of military necessity; based on a thorough investigation, including multiple hearings, a review of historical documents and the testimony of more than 750 witnesses, the commission unanimously concluded that the use of the AEA was animated by "race prejudice, war hysteria and a failure of political leadership"; additionally, litigation by incarceration survivors Gordon Hirabayashi, Fred Korematsu, and Minoru Yasui, and earlier, Mitsuye Endo revealed that the U.S. government deliberately misled the U.S. Supreme Court in its effort to justify a provably racist policy; decades later, the U.S. government apologized for the roundup and incarceration of Japanese Americans during World War II and provided reparations to survivors; and

WHEREAS, The roundup and incarceration of Japanese Americans caused lasting devastation for San Francisco families who endured lengthy incarceration and lost their homes, possessions, and jobs, based on a racist and fraudulent pretext that also formed the basis of damaging actions by the City and County of San Francisco as acknowledged in the Board Resolution No. 63-22 commemorating the 80th anniversary of the signing of Executive Order 9066 that was adopted by the Board of Supervisors in 2022; and

WHEREAS, Venezuelans are at imminent risk of deportation without any hearing or meaningful review, regardless of their ties to the United States or the availability of defenses to removal; and

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WHEREAS, Noncitizen community members cannot be arrested and deported to a foreign country without due process of law; now, therefore, be it

RESOLVED, That the City and County of San Francisco hereby opposes the Proclamation purporting to authorize the use of the AEA to deport and members of our community without due process; and, be it

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April 08, 2025 Board of Supervisors - ADOPTED AS AMENDED

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File No. 250300

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Angela Calvillo Clerk of the Board

Unsigned

**Daniel Lurie** 

04/18/2025

**Date Approved** 

Mavor

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04/18/2025



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April 23, 2025

The Honorable Alex Padilla United States Senator 331 Hart Senate Office Building Washington, DC 20510

Re: Board of Supervisors Resolution No. 144-25

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April 23, 2025

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The Board of Supervisors directs the Clerk of the Board to forward the following document to your attention:

• One copy of Resolution No. 144-25 (File No. 250300)

If you have any questions or require additional information, please contact the Office of the Clerk of the Board at (415) 554-5184, or by e-mail: <u>board.of.supervisors@sfgov.org</u>.

Sincerely,

- Crangh

Angela Calvillo Clerk of the Board

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c. Members of the Board of Supervisors; Supervisors Myrna Melgar, Matt Dorsey, Stephen Sherrill, Bilal Mahmood, Connie Chan, Jackie Fielder, Rafael Mandelman, Chyanne Chen, Shamann Walton, Danny Sauter, Joel Engardio

Adam Thongsavat, Mayor's Liaison to the Board of Supervisors Eileen F. Mariano, Mayor's Manager of State and Federal Legislative Affairs Aly Bonde, Mayor's Policy Director Paul Yoder, Karen Lange, Erica Smith, City Lobbyists - Shaw/Yoder/Antwih Inc.

[Condemning President Trump's Use of the "Alien Enemies Act"]

# Resolution condemning President Trump's use of the "Alien Enemies Act" to deport noncitizens as an abuse of power and threat to our constitutional order.

WHEREAS, On March 15, 2025, President Donald Trump issued a Proclamation, "Invocation of the Alien Enemies Act Regarding the Invasion of the United States by Tren de Aragua" (the "Proclamation"), that purports to direct the government to arrest and remove any Venezuelan national over the age of 14 who is alleged by the federal administration to be a member of this gang; and

WHEREAS, 200 Venezuelan immigrants were taken by the federal government and deported to El Salvador in violation of a federal court order, some of these individuals have pending civil court dates in order to obtain immigration status, and all of these individuals are now being held indefinitely in a country that's suspended its own constitution, with no speedy trial rights, no independent judiciary, and in a mega-prison, the largest in the hemisphere, that's been condemned by human rights organizations for torture tactics and other human rights abuses; and

WHEREAS, The United States invoked the "Alien Enemies Act of 1798" ("AEA") only three prior times in our country's history: the War of 1812, World War I, and World War II; and

WHEREAS, The AEA can only be applied following a formal declaration of war or after a foreign nation threatens or conducts a predatory incursion against the territory of the United States (U.S.); and

WHEREAS, The AEA was last invoked in December of 1941, to arrest Japanese, Italian, and German immigrants upon U.S. entry into World War II; the AEA authorized the mass arrests of Japanese immigrant community leaders without warrants or criminal charges,

based on racist – and later disproven – assumptions that these business owners and religious leaders were spies and saboteurs; this program of mass arrests of Japanese Americans was expanded in February 1942 by Executive Order 9066, to incarcerate over 120,000 Japanese Americans without due process, two-thirds of whom were American citizens; this incarceration of Japanese Americans is a racist and shameful event in our history; and

WHEREAS, During World War II, San Francisco residents with Japanese, Italian and German descent were detained by the federal government and taken to incarceration camps, including those located on land owned by the City and County of San Francisco; and

WHEREAS, In 1982, the congressionally appointed Commission on Wartime Relocation and Internment of Civilians published a report finding that the U.S. government incarcerated Japanese American civilians despite the lack of military necessity; based on a thorough investigation, including multiple hearings, a review of historical documents and the testimony of more than 750 witnesses, the commission unanimously concluded that the use of the AEA was animated by "race prejudice, war hysteria and a failure of political leadership"; additionally, litigation by incarceration survivors Gordon Hirabayashi, Fred Korematsu, and Minoru Yasui, and earlier, Mitsuye Endo revealed that the U.S. government deliberately misled the U.S. Supreme Court in its effort to justify a provably racist policy; decades later, the U.S. government apologized for the roundup and incarceration of Japanese Americans during World War II and provided reparations to survivors; and

WHEREAS, The roundup and incarceration of Japanese Americans caused lasting devastation for San Francisco families who endured lengthy incarceration and lost their homes, possessions, and jobs, based on a racist and fraudulent pretext that also formed the basis of damaging actions by the City and County of San Francisco as acknowledged in the Board Resolution No. 63-22 commemorating the 80th anniversary of the signing of Executive Order 9066 that was adopted by the Board of Supervisors in 2022; and

WHEREAS, Venezuelans are at imminent risk of deportation without any hearing or meaningful review, regardless of their ties to the United States or the availability of defenses to removal; and

WHEREAS, The due process clause of the U.S. constitution applies to all individuals residing in the United States, regardless of immigration status; and

WHEREAS, Noncitizen community members cannot be arrested and deported to a foreign country without due process of law; now, therefore, be it

RESOLVED, That the City and County of San Francisco hereby opposes the Proclamation purporting to authorize the use of the AEA to deport and members of our community without due process; and, be it

FURTHER RESOLVED, That the City and County of San Francisco urges the passage of the "Neighbors Not Enemies Act" (H.R. 630; S. 193) and urges support from Senators Padilla and Schiff and Speaker Emerita Pelosi; and, be it

FURTHER RESOLVED, That the City and County of San Francisco affirms its commitment to supporting immigrants and to moving beyond the dark moments in our past when this wartime law was abused to violate the rights of our immigrant neighbors; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby directs the Clerk of the Board to transmit a copy of this Resolution to President Trump, Vice President Vance, and U.S. Congressional representatives Senator Padilla, Senator Schiff, and Speaker Emerita Pelosi.



Tails

Resolution

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689

250300 File Number:

Date Passed: April 08, 2025

Resolution condemning President Trump's use of the "Alien Enemies Act" to deport noncitizens as an abuse of power and threat to our constitutional order.

April 08, 2025 Board of Supervisors - AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE Ayes: 10 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill and Walton Excused: 1 - Sauter

April 08, 2025 Board of Supervisors - ADOPTED AS AMENDED

Ayes: 10 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill and Walton Excused: 1 - Sauter

File No. 250300

I hereby certify that the foregoing **Resolution was ADOPTED AS AMENDED on** 4/8/2025 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo Clerk of the Board

Unsigned

**Daniel Lurie** 

04/18/2025

**Date Approved** 

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I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Angela Calvillo

Clerk of the Board

04/18/2025