



OFFICE OF THE MAYOR
CITY OF CHICAGO

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CONTACT:

Mayor's Press Office

312.744.3334

press@cityofchicago.org

**MAYOR EMANUEL, CITY OF CHICAGO ANNOUNCE MAJOR LEGAL VICTORY AGAINST
PRESIDENT TRUMP'S JUSTICE DEPARTMENT & ITS UNLAWFUL CONDITIONS ON
PUBLIC SAFETY GRANT FUNDING**

*U.S. District Court Grants Summary Judgment & a Permanent Injunction in favor of Chicago,
Denies Trump Justice Department's Motion to Dismiss the Lawsuit*

Mayor Rahm Emanuel today announced that the City of Chicago has won its challenges against all of President Donald Trump's Justice Department's new conditions on a major 2017 federal public safety grant in an attempt to penalize welcoming cities like Chicago. In a ruling today, U.S. District Judge Harry D. Leinenweber granted summary judgment in favor of the City of Chicago, granted a permanent injunction against all three grant conditions and denied the Trump Justice Department's motion to dismiss the lawsuit. This is the eighth time a federal court has ruled against the Trump Administration in its attempts to punish cities by withholding federal funds.

"Today's opinion in favor of Chicago and against the Trump Justice Department marks a major win for all Chicagoans and a significant victory for public safety," said Mayor Emanuel. "We will never be coerced or intimidated into abandoning our values as a welcoming city. Welcoming immigrants, refugees and dreamers from every corner of the globe is part of Chicago's history, and part of our future, no matter which way the political winds are blowing in Washington."

The ruling is in response to a motion that Chicago filed asking Judge Leinenweber to make the preliminary injunction entered last September into a permanent injunction. In his ruling, U.S. District Judge Harry Leinenweber agreed with the City's argument that the Trump Justice Department has no authority under federal law to impose requirements including providing the U.S. Department of Homeland Security (DHS) with notice prior to an arrestee's release and unlimited access to City lockups or to require the City to promise, pursuant to 8 U.S.C. § 1373, not to restrict its employees from communicating with federal immigration officials about a person's immigration status. Further, the ruling affirms the City's position that 8 U.S.C. § 1373 is, on its face, unconstitutional.

"This ruling is yet another significant legal victory for Chicago and reaffirms the City's position that the Attorney General lacks the authority to create the grant conditions we have challenged," said Corporation Counsel Ed Siskel.

In September of 2017, Judge Leinenweber granted a preliminary injunction blocking the Trump Justice Department from imposing two of these three conditions, and that preliminary ruling was affirmed by the Seventh Circuit Court of Appeals. Today's ruling blocks all three of the grant conditions and makes the preliminary injunction issued last September permanent. While Judge Leinenweber stated that he saw no reason that his previous ruling granting a nationwide injunction should not stay in place, he stayed the nationwide effect of the permanent injunction while the U.S. Court of Appeals for the 7th Circuit considers the propriety of the nationwide preliminary injunction at an en banc hearing.

The ruling is the latest victory in a legal battle that began in August 2017. In September 2017, Judge Leinenweber granted the City of Chicago's request for a nationwide preliminary injunction against two new conditions imposed on FY2017 JAG funds. The Attorney General appealed that ruling, and a panel of the Seventh Circuit Court of Appeals unanimously concluded that the conditions are unlawful.

Over the years, Chicago has used Byrne JAG funds in a number of ways to benefit public safety, including the purchase of SWAT equipment, police vehicles, radios and tasers. On August 31, 2017, the Chicago Police Department (CPD) submitted its application for FY2017 Byrne JAG grant funding, making clear that the City will not agree to unlawful and unrelated new conditions attached to the federal grant application. CPD proposes using FY2017 JAG funding to expand ShotSpotter gunfire detection, one of the key components of the new, strategically located nerve centers that help police get ahead of crime and prevent violence from happening in the first place. The funding in this grant would allow CPD to add an additional 20.31 square miles to the ShotSpotter network in Districts 003 and 004, two police districts experiencing higher than average rates of gang and gun related crime.

Chicago's Welcoming City ordinance prioritizes effective local law enforcement and crime prevention over federal civil immigration issues. This ordinance promotes public safety by ensuring that no city resident, regardless of their status, is afraid to cooperate with law enforcement, report criminal activity to the police, serve as a witness in court, or seek help as a victim of crime.

The City of Chicago is being supported in its legal efforts on this issue by two outside law firms, Riley Safer and Wilmer Hale, who are providing their services pro bono.

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