



LAW PROFESSORS AND SCHOLARS SUPPORT PRESIDENT BIDEN’S ABILITY TO GRANT DEFERRED ENFORCED DEPARTURE (DED) TO DACA-ELIGIBLE INDIVIDUALS

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WASHINGTON, DC—Over 50 law professors have written to President Biden, urging him to consider granting Deferred Enforced Departure to DACA-eligible individuals in the event of an adverse judicial decision terminating DACA. DED provides protection from removal and employment authorization for a period of time fixed by the President.

The letter is led by Professors [Peter S. Margulies](#), [Karla McKanders](#), and [Lenni B. Benson](#). You can find the letter [here](#).

The legal scholars explain that President Biden has the legal authority to use DED to defer the removal of DACA-eligible individuals. The letter details how DED is consistent with over a century of executive branch practice. Finally, the letter argues that extending DED to those eligible or potentially eligible for DACA is consistent with advancing equity and racial justice.

The letter echoes arguments made in the #DED4DACA Campaign’s recently released report, [Protecting United States Foreign Policy Interests Through Deferred Enforced Departure for DACA-Eligible Individuals](#), which provides a comprehensive account of the legal basis for and use of DED and explores the foreign policy consequences of withdrawing DACA protections.

To learn more about the campaign, please visit www.masadc.com/ded4daca.

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