

LEGAL REPORT

14,000+
KIDS KILLED
IN GAZA!
CEASEFIRE NOW!

HIGHLIGHTED CASES FROM 2023



CAIR
CALIFORNIA

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EXECUTIVE SUMMARY

In 2023, the legal team at the Council on American-Islamic Relations California (CAIR-CA) faced a series of unique challenges. Throughout the year, the team dealt with three major themes that dominated its work:

- An unprecedented number of Afghan refugees arriving in California
- The genocide in Gaza
- Widespread Islamophobia

The genocide in Gaza specifically led to a set of challenges that impacted the American Muslim community in California. Media and PR campaigns vilified individuals and groups advocating for peace and human rights for Palestinians, leading to a sharp increase in hate crimes and incidents, including doxing, threats, intimidation, and loss of employment. In response, the legal team at CAIR-CA

provided direct legal services to affected individuals, advocated for their rights, and provided resources and training to those engaging in pro-Palestinian advocacy. Despite the challenges, the CAIR-CA legal team rose to the occasion.

This report is a testament to CAIR-CA's goal to live up to this great struggle. The team has been successful in securing asylum for a Uyghur Muslim who had faced persecution in China, achieved a legal victory for an archaeologist who was denied basic religious accommodation at work, and secured the safe return of a family trapped in Gaza, among other accomplishments.

All of this is possible thanks to the support of our Creator, the generosity of our donors, and the support of our partner organizations.

“O ye who believe! Stand out firmly for justice, as witnesses to Allah, even as against yourselves, or your parents, or your kin, and whether it be (against) rich or poor.”

- Surah An-Nisa, Verse 135



2023 CASE STATISTICS OVERVIEW

TOTAL CASE INTAKES AND INQUIRIES RECEIVED FOR LEGAL ASSISTANCE



CIVIL RIGHTS
CASES
756

IMMIGRATION
CASES
2,133



2023 TOTAL: 2,889



MISSION, VISION, AND LAY OF THE LAND

CAIR-CA

CAIR-CA REPRESENTS 35 COUNTIES ACROSS THE STATE

CAIR-CA is one of the largest chapters of the nation's leading Muslim civil rights and advocacy organization. CAIR-CA's mission is to enhance the understanding of Islam, protect civil rights, promote justice, and empower American Muslims. CAIR-CA's vision is to be a leading advocate for justice and mutual understanding.

With offices in the Greater Los Angeles Area, Sacramento Valley/Central California, San Diego, and the San Francisco Bay Area, CAIR-CA provides direct legal services to California's estimated one million American Muslims. CAIR-CA also works with the media, facilitates community education related to civil rights and civic participation, and advocates for policy change to advance civil rights and immigrant rights.

CAIR-CA serves clients from 35 counties. The following map shows the distribution of those counties among the four offices.





FREEDOM FOR OPPORTUNITY IMMIGRATION

In 2023, CAIR-CA responded to 2,133 immigration intakes, marking a 25% increase from 2022.

The top four case categories in 2023 were:

- Asylum
- Adjustment of status
- Naturalization
- Removal defense

CAIR-CA offered critical help to individuals and families from all corners of the world struggling to navigate the complex immigration system, including many Afghan families who sought refuge in California after the U.S. withdrawal from Afghanistan in 2021.

2023 IMMIGRATION CASES

351 Adjustment of Status	396 Asylum	154 Employment Authorization (EAD)	274 Naturalization
167 Petition for Alien or Future Relatives	6 Petition to Remove Conditions on Residence	237 Removal Defense	212 Temporary Protected Status (TPS)
42 T-Visa, U-Visa, Violence Against Women Act (VAWA)	98 Immigration Delay	196 Other Immigration Concerns	2,133 Total

PROVIDING A SAFE HAVEN FOR ASYLUM SEEKERS

Yemeni Student in U.S. Military School Granted Asylum After Nine Years

CAIR-CA achieved a significant victory for a Yemeni national who faced persecution after the Houthi insurgency in Yemen. A lifelong member of the Yemeni military, CAIR-CA's client was nominated by his army in 2013 to study counterterrorism at a prestigious U.S. military graduate school. During his studies, the situation in Yemen deteriorated drastically when the Houthis overthrew the government, placing him in direct conflict with the new regime due to his military background, his family's political ties, and his academic work in the U.S. For his and his family's safety, he filed for asylum in 2014.

Even with his prestigious U.S. education, his journey to asylum was challenging. He faced removal proceedings from the Immigration Court, which prompted CAIR-CA's intervention. It took three years before his case was heard in court, but, despite opposition from the Department of Homeland Security, the client and his family were granted asylum, marking a crucial milestone after a lengthy legal ordeal. This victory not only secured the client's and his family's safety but also showcased CAIR-CA's commitment to defending the rights of marginalized individuals facing persecution.



Historic Asylum Lawsuit Secures Futures of 20,000 Afghan Asylees

CAIR-CA aided a Northern California woman in joining a lawsuit that resulted in 20,000 Afghan asylees winning one of the largest asylum adjudication class action settlements in U.S. history. Following the U.S.'s withdrawal from Afghanistan in 2021 and the launch of the Operation Allies Welcome program, Congress had promised a 150-day processing window for Afghan asylum applicants. However, thousands of individuals found themselves waiting years after the deadline had passed, leaving them in a state of legal limbo. This prevented them from traveling to see sick family members abroad or securing safe immigration for their spouses and children who were left behind in dangerous conditions in Afghanistan. The settlement benefited over 20,000 individuals, including those who had worked for United Nations agencies and as women's rights advocates, healthcare workers, teachers, and journalists. CAIR-CA is proud to have played a part in this historic legal victory that has directly impacted thousands of lives.

Uyghur Muslim Given Opportunity for a New Life via Asylum

CAIR-CA aided a Uyghur man who had lost all contact with his family in China when he decided to seek asylum in the U.S. The man deemed it too dangerous to return to China because one of his brothers had been imprisoned, and his father and another brother, both Imams of their masjid, were being held in re-education/concentration camps. Furthermore, several of his friends who had returned to China were killed due to their Uyghur identity. He waited three years for his immigration case to be adjudicated and thanks to CAIR-CA's intervention, he was put on the shortlist and received an interview date. He was granted asylum and is now grateful that he can begin a new life in the U.S.



Guiding Afghan Widow and Children Through the Immigration Process

An elderly widowed Afghan national, her two daughters, and teenage son have been granted Temporary Protected Status (TPS) and are now applying for green cards with CAIR-CA's help. The son, the family's sole English speaker, shouldered the responsibility of translating and assisting them in seeking asylum and adjusting to life in the U.S. CAIR-CA offered relief and much-needed resources by providing legal professionals and interpreters to the family, easing the burden on the young son. CAIR-CA recognized the backlog in the asylum system and how it can limit immediate status and employment authorization for Afghan nationals, so they provided TPS training to support them. Eventually, the family was granted asylum. CAIR-CA is proud to continue guiding the family through the process of applying for green cards in 2024. Witnessing the family's journey from asylum seekers to TPS recipients and now green card applicants demonstrates CAIR-CA's commitment to supporting families throughout their entire immigration journey.

Afghan Doctor, Champion of Women's Health, Seeking Asylum

A courageous doctor, his wife, and their three children are seeking asylum with the help of CAIR-CA. The doctor, previously affiliated with Doctors Without Borders, faced grave dangers due to his unwavering commitment to providing medical care to women and girls in Afghanistan. The doctor operated pop-up clinics where women covertly came to give birth or seek information at reproductive health sessions, often in defiance of Taliban restrictions. While attending to the wife of a Taliban member in labor at his clinic, armed Taliban members stormed the premises and held medical staff at gunpoint. Despite the imminent danger, the doctor persisted in his duty to provide care, illustrating remarkable courage and dedication in the face of adversity. CAIR-CA's Immigrants' Rights Center is committed to successfully steering this brave doctor's asylum application through the legal system in 2024.



CAIR-CA HELPS IMMIGRANTS WITH ADJUSTMENT OF STATUS IN COMPLEX CASES

CAIR-CA provided legal consults and direct representation in 351 adjustment of status cases, offering necessary relief and stability to individuals navigating complex legal landscapes. In one example, a Syrian couple residing in the U.S. for over two decades without permanent status overcame significant hurdles with CAIR-CA's assistance, ultimately obtaining approval for their green card applications in 2023.

Additionally, a Turkish refugee family, unaware of their eligibility for a green card after two years in the U.S., turned to CAIR-CA for guidance. CAIR-CA not only prepared their applications but also secured a filing fee waiver for them, saving the family thousands of dollars.

In another case, an Afghan woman sought CAIR-CA's help in obtaining a green card for her husband, who was evacuated from Afghanistan in 2021. The couple successfully navigated the application process with CAIR-CA's support, culminating in the husband's approval for permanent status in 2023.

These victories collectively highlight CAIR-CA's commitment to supporting individuals in achieving their dreams of lawful residency and citizenship in the U.S.



CELEBRATING CITIZENSHIP: NATURALIZATION CASES

Elderly Kenyan Widow Last of Her Family to Become a Citizen

CAIR-CA assisted an 85-year-old Kenyan national with Pakistani roots in obtaining U.S. citizenship. Despite facing significant personal challenges, including the loss of her husband 20 years ago and the aftermath of a stroke that left her wheelchair-bound, her determination to fulfill her husband's dream of citizenship for the entire family persisted. However, the mishandling of her initial naturalization interview by the U.S. Citizenship and Immigration Services (USCIS) made her journey particularly frustrating. The agency made her wait three hours past her scheduled interview, failed to provide accurate interpretation services, and ignored her visible cognitive and physical disabilities. Despite these obstacles, she demonstrated remarkable resilience and passed the English portion of the exam on the spot, showcasing her proficiency in the language. CAIR-CA's advocacy continued as it filed a detailed packet outlining USCIS's errors. During her second interview, a new USCIS officer recognized the validity of her medical waiver and granted her U.S. citizenship, marking a poignant moment of triumph and joy. Her radiant smile and affirmation of love for America on that day testified to her unwavering spirit and the invaluable support provided by CAIR-CA.

CAIR-CA Helps a Disabled Iraqi Woman Overcome Barriers to Citizenship

CAIR-CA played a pivotal role in assisting an elderly Iraqi woman in achieving her dream of U.S. citizenship after more than twenty years in the country. As a single mother with a disability and the primary caregiver for her parents, finding time to apply for naturalization and study for the civic exam proved to be daunting. CAIR-CA stepped in, meticulously preparing her application, providing study materials, and offering guidance to ensure success in her interview. In 2023, her application was approved, marking a significant personal milestone and rendering her eligible for additional benefits as a U.S. citizen with disabilities. Grateful for CAIR-CA's invaluable assistance, she eagerly anticipates exercising her newfound right to vote in the 2024 elections.



CAIR-CA's Grant Program Eases Financial Burden for Algerian Applicant

An Algerian woman facing recent unemployment sought CAIR-CA's assistance in her journey toward naturalization. Facing financial hardship, she expressed immense gratitude for the pro bono support and funding that CAIR-CA provided, which even covered the filing fee through a grant it had secured. In 2023, with CAIR-CA's guidance and financial aid, she successfully submitted her naturalization application and eventually received approval. This partnership not only facilitated her citizenship process but also demonstrated CAIR-CA's commitment to inclusivity and support for individuals facing economic challenges.

Once Wrongfully Convicted, Now a Model Citizen

CAIR-CA helped a remarkable woman from El Salvador to obtain citizenship. As a young mother, she faced a wrongful conviction twenty years ago for a crime her partner committed. Later, this crime was reduced from a felony to a misdemeanor and was ultimately vacated. Over the years, she worked diligently as a medical assistant, embraced Buddhism, and raised her son independently. During her citizenship interview, she impressed everyone with her knowledge, photographic memory, and charm. With CAIR-CA's assistance, she finally achieved her long-held dream of becoming a U.S. citizen, showcasing the power of determination and personal growth.

VICTORIES AGAINST DEPORTATION IN REMOVAL PROCEEDINGS

From Cambodia to Tunisia, Establishing a Path to Residency

CAIR-CA successfully resolved a challenging case involving a Cambodian woman. She began her immigration process in 2018 but was placed in removal proceedings due to a language barrier and the complex immigration process. Eager to avoid immediate deportation, she turned to CAIR-CA for help. Despite facing previous setbacks, CAIR-CA provided expert support, representing her in court and advocating on her behalf. As a result, she was granted a green card, which marked a significant milestone toward lawful permanent residency and future naturalization.

CAIR-CA achieved another victory by assisting an elderly Tunisian man who was facing removal proceedings after a USCIS denial. Thanks to representation by CAIR-CA attorneys, his case was dismissed, giving him additional time to gather evidence and resubmit his application.

A Victim of Human Trafficking Starts a New Life

CAIR-CA supported a victim of human trafficking in applying for a T Visa, a specialized visa for victims of such crimes. The survivor, originally from El Salvador, was initially reserved and untrusting. However, over several meetings, CAIR-CA's team built a strong rapport with her. She had been lured to the U.S. with promises of a better life, expecting to work as a housekeeper for a family. Upon arrival, she was exploited and forced to work excessively long hours without pay, serving not only as a housekeeper but also as a nanny. The family isolated her, forbidding her from leaving their home and threatening deportation if she disclosed her working conditions.

She eventually escaped with the help of a relative who alerted the police. Working closely with CAIR-CA attorneys, she successfully filed for T-Visa status. The T Visa provides her with the opportunity to stay in the U.S. legally and start anew under legal protection.





WINNING FOR LIBERTY

CIVIL RIGHTS

In 2023, CAIR-CA responded to 756 civil rights cases, representing a nearly 25% increase from the previous year’s caseload. This international event deeply impacted our local community with those speaking out against the genocide facing threats, harassment, and hate in the workplace, at schools, and in public places.

The top three intake categories for 2023 were:

- Employment discrimination
- Hate crimes
- Harassment and bullying in schools

Hate crimes targeting Muslims, which saw a staggering 182% increase between 2022 and 2023, comprised nearly 20% of CAIR-CA’s intakes. CAIR received 8,061 complaints nationwide in 2023, marking the highest number of complaints in its 30-year history. Nearly half of all complaints received in 2023 were reported in the final three months of the year. These included instances of verbal harassment, property damage, threat, and physical harm. CAIR-CA has actively supported the community against the resurgence of Islamophobia since October 2023.

All too often, students bore the brunt of Islamophobia; nearly 121 intakes involved students who experienced harassment and/or bullying in school and college.

2023 CIVIL RIGHTS CASES

211 Employment	150 Hate Incidents & Hate Crimes	121 School & Higher Education
79 FBI & Law Enforcement	37 Travel	158 Other Civil Rights Concerns
756 Total		

FAITH AT WORK: ENSURING MUSLIM EMPLOYEE RIGHTS

Archaeologist Fired Over Prayer Breaks Wins Monetary Settlement

CAIR-CA assisted an archaeologist who faced constant harassment at his workplace, including profanity and repeated drawings of phallic symbols on his car windows and at his worksite. Furthermore, his employer not only refused his requests for prayer breaks but also forced him to work through many of his scheduled lunches and breaks. Ultimately, his employment was terminated when he persisted in his requests for prayer breaks. CAIR-CA promptly took action and secured a monetary settlement for the man and his family.

Competitive Swimmer Allowed to Race in Modest Swimwear

Inspired by his daughter who began wearing the hijab, a competitive swimmer adjusted his competition uniform to better cover his awra (the Arabic term for the parts of the body that should be covered according to Islamic modesty). When swim-meet officials informed him that his swimwear violated competition rules, he was asked to submit an appeal for approval on religious grounds. CAIR-CA drafted the appeal and secured the approval for him to compete in swimwear that honored Islam's requirements for men's modest dress. This victory established a precedent for male Muslim swimmers to compete without compromising their faith.

Muslim Correctional Officer Fined Over Facial Hair

A Muslim correctional officer was fined by the California Occupational Safety and Health Agency (Cal OSHA) for his facial hair. The Department of Corrections expressed its intention to revoke existing religious and medical accommodations for facial hair due to concerns about officers failing a "fit test" for N95 and gas masks. Since early 2023, CAIR-CA and the ACLU have jointly represented this officer, who has been significantly impacted by this policy on both religious and medical grounds. They will continue their efforts until Cal OSHA fulfills its legal obligations.



UNDER ATTACK: HATE CRIMES AGAINST MUSLIMS

Customer Threatened with Violence at Taco Bell Drive-Thru

A Pakistani American Muslim man ordered a vegetarian meal at a Taco Bell drive-thru in San Diego. Upon realizing that the order contained meat, he returned to address the issue. In response, a Taco Bell employee used profanity and racial slurs against Arabs. The situation escalated when the customer spoke to the store manager, leading the employee to become belligerent, threaten violence, and even make a video call to an uncle, who he claimed was a gangster, threatening physical harm. Despite the victim's call to the local police, no action was taken. Consequently, CAIR-CA intervened, resulting in the termination of the offending employee and a financial settlement for the victim, who suffered threats of violence and significant emotional distress from the incident.

SAFETY AND EQUALITY FOR MUSLIM STUDENTS IN K-12 AND HIGHER EDUCATION

Middle School Girl Ensured Safety After Violent Attack

CAIR-CA helped multiple students this year who suffered injuries after violent attacks from classmates. One such case involved a student at Francisco Middle School in San Francisco who was assaulted by two fellow students while walking home from school. The students made hateful comments against Muslims during the violent assault, which resulted in the young girl suffering a concussion. Initially, the school was unwilling to ensure the student's safety, but CAIR-CA successfully advocated on her behalf. Consequently, the administration agreed to conduct a thorough investigation and collaborate on a safety plan for the victim, which included expelling the attackers. CAIR-CA also helped the victim secure a restraining order against her attackers. The school issued a public statement on its zero-tolerance policy for bullying and promised to develop a strategy against Islamophobia and antisemitism while investigating other incidents of bullying at the school. Thanks to CAIR-CA's efforts, the Muslim student recovered from her injuries, knowing that CAIR-CA, the school, and local law enforcement are now providing her with the academic and legal support she deserves.

Administration Apologizes for Requesting MSA Founder to Condemn Hamas

CAIR-CA recently advocated to protect a high school student and her fellow Muslim and Palestinian students in the Bay Area. The vice principal of the school repeatedly harassed the student, who founded the school's Muslim Student Association, to sign a petition spearheaded by the Jewish Club on campus, condemning Hamas. She lost crucial class time when forced to attend several meetings with the administrator who intimidated and pressured her about signing the petition. The Jewish Club was also discovered to have spread disinformation about Muslims and Palestinians during school hours. As a result of CAIR-CA's advocacy, the school held a meeting with the student's parents, administrators, and other Muslim representatives from the community. The school then apologized for its actions and committed to immediately addressing the bigoted and racist language present on campus. Muslims at the high school felt empowered and reassured that the school administrators would not tolerate any future bigoted language towards Muslims and that no student would have to speak about or sign any petition regarding international events in the future.

Protecting Freedom of Speech for College Commencement Speaker

CAIR-CA assisted Jana Abulaban, a student of Palestinian descent, after she faced wrongful punishment for criticizing Israeli human rights abuses during her commencement speech at El Camino College (ECC). Ms. Abulaban, a model student selected by ECC's Commencement Committee to speak during her school's graduation ceremony, was attacked on social media and in national publications for being antisemitic. Instead of defending its student, ECC issued a public statement that gave in to the false and hateful campaign against Ms. Abulaban. The administration then punished her on campus with retaliatory actions, including removing her from college hiring committees and jeopardizing a presentation she was scheduled to give to the board of trustees. CAIR-CA advocated on her behalf to inform the school of the harm their actions caused and to ensure that they took no further retaliatory actions against her. She successfully completed her post-graduation tasks and presentation, thanks to CAIR-CA's support.



JUSTICE REFORM WITH LAW ENFORCEMENT AND FBI

Policy Change After Muslim Woman Required to Remove Hijab in Jail

After a young Muslim woman was required to remove her hijab during a custody stay at the Santa Clara County Main Jail—the second such incident involving Muslim women at the jail in two years—CAIR-CA and the Santa Clara County Sheriff's Office reached a settlement to ensure that such violations of religious freedom do not recur. The settlement included financial compensation of \$90,000 and a new policy mandating that individuals in custody, including during the booking process, must be allowed to retain their head coverings or be provided with suitable alternatives. For situations where removal is necessary for safety reasons, such as pat-downs or mental health evaluations, the policy stipulates that it must occur in a private setting or away from men. This much-needed victory has led to long-lasting policy change.

Clinical Researcher Able to Freely Travel by Air Again

An accomplished Afghan American clinical researcher, who worked on Pfizer's COVID-19 vaccine, is finally able to travel freely after being continually harassed by FBI and TSA agents. Following the U.S. withdrawal from Afghanistan in 2021, he was aggressively targeted by the FBI. On one occasion, while traveling with his seven-year-old child, agents followed him and caused the child emotional distress. The FBI's humiliating treatment and extreme actions were so severe that the researcher began experiencing psychological and emotional illness and considered quitting his work and moving out of the country. CAIR-CA's involvement and efforts completely resolved his travel issues, and FBI agents have not contacted him further. His life has transformed, and he continues to refer his family and friends to CAIR-CA for travel and FBI-related concerns.



AMERICANS IN PALESTINE

Kaoud Family Return Home Safely from Gaza

CAIR-CA secured the safe return of American citizens trapped in Gaza after weeks of uncertainty and tireless advocacy. The Kaoud family, six members of whom hold American citizenship, found themselves stranded in Gaza during Israel's genocidal campaign. Despite multiple attempts, they struggled to receive assistance from the State Department to return home safely. CAIR-CA urged for the evacuation of all Palestinian-Americans stranded in Gaza and condemned the Biden administration's prioritization of political interests over the safety of American citizens, accusing it of aiding Israel's actions. CAIR-CA's efforts resulted in the safe return of all six Kaoud men, along with other American citizens.

OUR PARTNERS

CAIR-CA would like to thank the following companies and organizations whose partnership in the past year has been instrumental to the success of its civil rights and immigrants' rights work and who continue to work toward achieving justice, equity, and religious harmony for all Americans.

- ACCESS California Services
- American-Arab Anti-Discrimination Committee (ADC)
- American Civil Liberties Union (ACLU)
- Arab Resource and Organizing Center (AROC)
- Asian Americans Advancing Justice-Asian Law Caucus (AAAJ-ALC)
- Asian Americans Advancing Justice-Los Angeles (AAAJ-LA)
- California Rural Legal Assistance Foundation
- Carpenter & Mayfield
- Catholic Legal Immigration Network, Inc. (CLINIC)
- Center for Constitutional Rights (CCR)
- Coalition for Humane Immigrant Rights Los Angeles (CHIRLA)
- Islamic Shura Council of Southern California (ISCOSC)
- Jacobs & Schlesinger LLP
- Jakara Movement
- Jewish Voice for Peace (JVP)
- Law Office of Aaron Giron
- Law Office of Anes Askan
- Law Offices of Ian M. Seruelo
- Legal Aid Foundation of Los Angeles (LAFLA)
- Legal Aid at Work
- MPower Change
- National Immigration Law Center (NILC)
- National Lawyers Guild (NLG)
- North American Islamic Shelter for the Abused (NISA)
- Northern California Islamic Council
- OCA Sacramento
- Palestine Legal
- Partnership for the Advancement of New Americans (PANA)
- Pangea Legal Services
- Pars Equality Center (PARS)
- Project Anar
- Public Law Center
- Sikh American Legal Defense and Education Fund (SALDEF)
- South Asian Bar Association (SABA)
- Walkup, Melodia, Kelly & Schoenberger LLP

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