The Supreme Court's Travel Ban Off-Ramp

A Ninth Circuit ruling on President Trump's "travel ban" case offers the U.S. Supreme Court a clever way to reject the ban without limiting government power over immigration, writes **Garrett Epps** for *The Atlantic*.

The court does not question the statute that the administration relies on as the basis for the travel bans, but it denies that the bans conform to it.

Epps explains that "a travel ban is perfectly possible, and the administration is always free to ask Congress for one. Had it done so in January, Congress might have enacted one by now. The Supreme Court may be concerned that a decision against the government in this case may weaken *the nation*; the Ninth Circuit opinion suggests a way to avoid doing so—while still rejecting Trump's demand for *personal* powers that 'will not be questioned.'"

Read *The Atlantic*'s article.