Hearing Conducted By:
Telephone Conference/
Video Conference

IMMIGRATION COURT

In the Matter of (b) (6)

(b) (6)
Respondent

Case No.: (b) (6)

IN REMOVAL PROCEEDINGS

Amended ORDER OF THE IMMIGRATION JUDGE

This is a summary of the oral decision entered on 3/13/13.
This memorandum is solely for the convenience of the parties. If the proceedings should be appealed or reopened, the oral decision will become the official opinion in the case.

[ ] The respondent was ordered removed from the United States to or in the alternative to .

[ ] Respondent's application for voluntary departure was denied and respondent was ordered removed to or in the alternative to .

[ ] Respondent's application for voluntary departure was granted until upon posting a bond in the amount of $ _____ with an alternate order of removal to .

Respondent's application for:

[ ] Asylum was ( )granted ( )denied( )withdrawn.

[ ] Withholding of removal was ( )granted ( )denied ( )withdrawn.

[ ] A Waiver under Section _____ was ( )granted ( )denied ( )withdrawn.

[ ] Cancellation of removal under section 240A(a) was ( )granted ( )denied ( )withdrawn.

Respondent's application for:

[ ] Cancellation under section 240A(b)(1) was ( ) granted ( ) denied ( ) withdrawn. If granted, it is ordered that the respondent be issued all appropriate documents necessary to give effect to this order.

[ ] Cancellation under section 240A(b) (2) was ( )granted ( )denied ( )withdrawn. If granted it is ordered that the respondent be issued all appropriated documents necessary to give effect to this order.

[ ] Adjustment of Status under Section ____ was ( )granted ( )denied ( )withdrawn. If granted it is ordered that the respondent be issued all appropriated documents necessary to give effect to this order.

[✓] Respondent's application of ( ) withholding of removal (✓) deferral of removal under Article III of the Convention Against Torture was (✓) granted ( ) denied ( ) withdrawn.

[ ] Respondent's status was rescinded under section 246.

[ ] Respondent is admitted to the United States as a _____ until _____.

[ ] As a condition of admission, respondent is to post a $ _____ bond.

[ ] Respondent knowingly filed a frivolous asylum application after proper notice.

[ ] Respondent was advised of the limitation on discretionary relief for failure to appear as ordered in the Immigration Judge's oral decision.

[ ] Proceedings were terminated.

[✓] Other: Granted deferral of removal to Sudan.

Date: Mar 13, 2013

RPO 3/15/13

Robert P. Owens
ROBERT P. OWENS
Immigration Judge

Appeal: Waived/Reserved Appeal Due By:

Government 4/12/13

File: (b) (6) Date: FEB 10 2012

In re: (b) (6)

IN REMOVAL PROCEEDINGS

APPEAL AND MOTION

ON BEHALF OF RESPONDENT: Hena Mansori, Esquire

ON BEHALF OF DHS: Amy E. Greene
Acting Deputy Chief Counsel

APPLICATION: Convention Against Torture

This case is before the Board pursuant to an (b) (6) order of the United States Court of Appeals for the (b) (6) Subsequently, the Department of Homeland Security (DHS) filed a motion to remand and the respondent filed a brief arguing that deferral of removal under the Convention Against Torture should be granted or the record remanded to the Immigration Judge to grant such protection. The record will be remanded to the Immigration Judge for further proceedings not inconsistent with the (b) (6) order. Accordingly, the following order will be entered:

ORDER: The record is remanded to the Immigration Judge for further proceedings and the entry of a new decision.

Molly Dwyer Clark
FOR THE BOARD

2012 FEB 16 PM
IMMIGRATION
CHICAGO, ILL