U.S. Department of Justice
Executive Office for Immigration Review

Falls Church, Virginia 22041

Decision of the Board of Immigration Appeals

Files: (b) (6)

Date: OCT - 8 2008

In re: (b) (6)

IN REMOVAL PROCEEDINGS

APPEAL

ON BEHALF OF RESPONDENTS: Danning Jiang, Esquire

APPLICATION: Asylum; withholding of removal; Convention Against Torture

ORDER:

PER CURIAM. In accordance with (b) (6)

the case will be remanded to the Immigration Judge for a finding as to the respondents' credibility and the entry of a new decision.

FOR THE BOARD

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION COURT

(b) (6)

In the Matter of:

(b) (6)
RESPONDENT

Case No.: A# (b) (6)
IN REMOVAL PROCEEDINGS

ORDER OF THE IMMIGRATION JUDGE

On Dec 5, 2013, at 8:30 AM/PM, pursuant to proper notice, the above entitled matter was scheduled for a hearing before an Immigration Judge for the purpose of hearing the merits relative to the respondent's request for relief from removal. However,

[ ] the respondent was not present.

[Y] the respondent's representative was present; however, the respondent was not present.

[ ] neither the respondent nor the respondent's representative was present.

The Department of Homeland Security moved for an in absentia order of removal. After careful consideration the Court finds that removability has been established by clear and convincing evidence and that Respondent received proper notice of today's hearing. Wherefore, the Court:

1. Grants the Department of Homeland Security's motion for an in-absentia order for removal;

2. Finds that Respondent has abandoned any and all claims for relief from removal; and

3. ORDERS RESPONDENT REMOVED from the United States to China based on the contents of the Notice to Appear at Exhibit 1 in this matter.

Dec 5, 2013
Date

Marilyn J. Teeter
Immigration Judge

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: [ ] MAIL [ ] PERSONAL SERVICE
TO: [ ] ALIEN [ ] ALIEN c/o Custodial Officer [ ] ALIEN'S ATTY/REP [X] DHS
DATE: 12/5/13 BY:
Attachments: [ ] EOIR-33 [ ] EOIR-28 [ ] Legal Services List [ ] Other

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IMMIGRATION COURT
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