UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
(b) (6) [redacted]

IN THE MATTER OF	)	IN DEPORTATION PROCEEDINGS
(b) (6) [redacted]	)	
	)	File No (b) (6) [redacted]
RESPONDENT	)	

WRITTEN DECISION OF THE IMMIGRATION JUDGE

The Respondent conceded the deportation charge in the Superceding Order to Show Cause. Therefore, the deportation charge has been established by clear, unequivocal, and convincing evidence.

The Respondent applied for Adjustment of Status pursuant to Section 245(a) of the Immigration and Nationality Act (the Act) in conjunction with a waiver under section 212(h) of the Act, and a full hearing on that application was held. The Court concludes, after consideration of all the evidence of record, that the Respondent has met all the requirements of Sections 212(h) and 245(a) of the Act and is eligible for Adjustment of Status as a matter of law. The Court also concludes that the Respondent merits a grant of a 212(h) waiver and Adjustment of Status as a matter of discretion.

Both parties have accepted the decision as final. Accordingly, the following orders will be entered.

ORDER: IT IS ORDERED that the Respondent's application for a waiver under section 212(h) of the Immigration and Nationality Act, as amended, is granted.

IT IS FURTHER ORDERED that the Respondent's application for Adjustment of Status under the provisions of Section 245(a) of the Immigration and Nationality Act, as amended, is granted.[1]

IT IS FURTHER ORDERED that the Respondent be issued all appropriate documents necessary to give effect to the Respondent's Adjustment of Status.

Dated this 2nd day of July, 2007.

William K. Zimmer
Immigration Judge

[1]If the respondent is an alien spouse or alien son or daughter described in sections 216(g)(1) or 216(g)(2) of the Immigration and Nationality Act, as amended (the Act) the respondent's status as a lawful permanent resident will be conditional and subject to the provisions of section 216 of the Act.

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

Falls Church, Virginia 22041

Decision of the Board of Immigration Appeals

File: (b) (6) [redacted] Date:

In re: (b) (6) [redacted]

AUG 14 2006

IN DEPORTATION PROCEEDINGS

APPEAL

ON BEHALF OF RESPONDENT: Michael W. Eheman, Esquire

CHARGE:

Order: Sec. 241(a)(2), I&N Act [8 U.S.C. § 1251(a)(2)] - Entered without inspection

APPLICATION: Reopening

ORDER:

PER CURIAM. Pursuant to the (b)(6) [redacted] decision of the United States Court of Appeals for the (b)(6) [redacted] the respondent's deportation proceedings are reopened and the record is remanded to the Immigration Judge for a further hearing.

FOR THE BOARD

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