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

Falls Church, Virginia 22041

Decision of the Board of Immigration Appeals

Files: (b) (6) (b) (6)

Date:

SEP 20 2006

In re: (b) (6)

IN DEPORTATION PROCEEDINGS

APPEAL

ON BEHALF OF RESPONDENTS: Ashwani K.Bhakhri, Esquire

ON BEHALF OF DHS: Shilpa Khagram
Assistant Chief Counsel

CHARGE:

Order: Sec. 241(a)(1)(B), I&N Act [8 U.S.C. § 1251(a)(1)(B)] -
Entered without inspection (all respondents)

APPLICATION: Reopening

Received
Department of Justice
SEP 28 2006
Executive Office for Immigration Review
Immigration Court
San Francisco, California

ORDER:

PER CURIAM. Pursuant to the (b) (6) decision of the United States Court of Appeals for the (b) (6) the decisions of the Board in this case dated October 8, 2003, and February 27, 2003, are vacated, the deportation proceedings are reopened, and the records are remanded to the Immigration Judge for further proceedings consistent with the court's decision. (b) (6) *v. Gonzales*, (b) (6) (en banc).

FOR THE BOARD

IMMIGRATION COURT

(b) (6)

In the Matter of

(b) (6)

Case: A# (b) (6)

Respondent

IN ~~REMOVAL~~ Departure PROCEEDINGS

ORDER OF THE IMMIGRATION JUDGE

This is a summary of the oral decision entered on May 4, 2011. 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.

[X] The respondent was ordered ~~removed~~ deported from the United States to Fiji.

[X] Respondent's application for voluntary departure was ~~denied and respondent was ordered removed to~~ withdrawn.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

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

[X] Respondent's application for asylum was ( ) granted ( ) denied (X) withdrawn ( ) other

[X] Respondent's application for withholding of removal was ( ) granted ( ) denied (X) withdrawn ( ) other.

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of removal [ ] deferral of removal under Article III of the Convention Against Torture was ( ) granted ( ) denied (X) withdrawn ( ) other

[ ] Respondent's application for cancellation of removal under section 240A(a) was ( ) granted ( ) denied ( ) withdrawn ( ) other.

[ ] Respondent's application for cancellation of removal under section 240A(b) was ( ) granted ( ) denied ( ) withdrawn ( ) other. If granted, it was ordered that the respondent be issued all appropriate documents necessary to give effect to this order.

[ ] Respondent's application for a waiver under section _____ of the INA was ( ) granted ( ) denied ( ) withdrawn ( ) other.

[ ] Respondent's application for adjustment of status under section _____ of the INA was ( ) granted ( ) denied ( ) withdrawn ( ) other. If granted, it was ordered that respondent be issued all appropriate documents necessary to give effect to this order.

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

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

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

[ ] Respondent knowingly made a frivolous application for asylum after proper notice of the consequences.

[ ] 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.

[ ] Notice to Respondents Granted Voluntary Departure is attached.

[ ] Other: _____

Appeal: ~~A / I / B~~

Appeal due by: Waived

Date: 5/4/11

Stephen S. Griswold
Immigration Judge

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL [ ] PERSONAL SERVICE [X]

TO: [ ] ALIEN [ ] ALIEN c/o Custodial Officer [X] ALIEN'S ATTY/REP [X] DHS

DATE: 5/4/11 BY: COURT STAFF

Attachments: [ ] EOIR-33 [ ] EOIR-28 [ ] Legal Services List [ ]

SSG/4/RDB

IMMIGRATION COURT

(b) (6) [redacted]

In the Matter of

(b) (6) [redacted]

Case: A# (b) (6) [redacted]

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SSG/4/RDB