U.S. DEPARTMENT OF JUSTICE
Executive Office for Immigration Review
Office of the Immigration Judge

In the Matter of: Case No.: A (b) (6)

(b) (6) Docket: (b) (6)

RESPONDENT IN DEPORTATION PROCEEDINGS

## ORDER OF THE IMMIGRATION JUDGE

This is a summary of the oral decision entered on June 8, 2007
This memorandum is solely for the convenience of the parties. If the proceedings should be appealed, the Oral Decision will become the official decision in this matter.

- ☐ The respondent was ordered deported to _____.
- ☐ Respondent's application for voluntary departure was denied and respondent was ordered deported to _____ or in the alternative to _____.
- ☐ Respondent's application for voluntary departure was granted until _____, with an alternate order of deportation to _____ or _____.
- ☒ Respondent's application for asylum was (X) granted ( ) denied ( ) withdrawn ( ) other.
- ☒ Respondent's application for withholding of deportation was ( ) granted (X) denied ( ) withdrawn ( ) other.
- ☐ Respondent's application for suspension of deportation was ( ) granted ( ) denied ( ) withdrawn ( ) other.
- ☐ Respondent's application for waiver under Section _____ of the Immigration and Nationality Act was ( ) granted ( ) denied ( ) withdrawn ( ) other.
- ☐ Respondent's application for _____ was ( ) granted ( ) denied ( ) withdrawn ( ) other.
- ☐ Proceedings were terminated.
- ☐ The application for adjustment of status under Section (216) (216A) (245) (249) was ( ) granted ( ) denied ( ) withdrawn ( ) other.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- ☐ Respondent's status was rescinded under Section 246.
- ☒ Other Respondent's application for Withholding Under Article III of the Convention against Torture was denied.
- ☐ Respondent was advised of the limitation on discretionary relief for failure to appear as ordered in the Immigration Judge's oral decision.

Immigration Judge

Date: 06/08/2007

Appeal: RESERVED WAIVED (A / I / B)

Form EOIR - 37
REV. - JUNE 93

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

Falls Church, Virginia 22041

Decision of the Board of Immigration Appeals

File: (b) (6) Date:

In re: (b) (6)

DCT - 3 2006

IN DEPORTATION PROCEEDINGS

APPEAL

ON BEHALF OF RESPONDENT: Robert O. Wells, Jr., Esquire

ON BEHALF OF DHS: Thomas P. Malloy
Assistant Chief Counsel

CHARGE:

Order: Sec. 241(a)(1)(A), I&N Act [8 U.S.C. § 1251(a)(1)(A)] - Excludable at time of adjustment of status under section 212(a)(6)(C)(i), I&N Act [8 U.S.C. § 1182(a)(6)(C)(i)] - Fraud or willful misrepresentation of a material fact

APPLICATION: Asylum; withholding of deportation; removal of conditional basis for permanent resident status

ORDER:

PER CURIAM. Pursuant to the (b) (6) decision of the United States Court of Appeals for the (b) (6) the decision of the Board in this case dated March 19, 2003, is vacated and the record is remanded to the Immigration Court for a further hearing consistent with the court's decision. We note the court's directive that this case be assigned to a different Immigration Judge on remand.

FOR THE BOARD