IMMIGRATION COURT
(b) (6)

In the Matter of

(b) (6)
Respondent

Case No.: (b) (6)

IN REMOVAL PROCEEDINGS

ORDER OF THE IMMIGRATION JUDGE After Remand

This is a summary of the oral decision entered on Dec. 12, 2013
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 from the United States to Honduras ~~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[ ] Asylum was ( )granted ( )denied( )withdrawn.

[ ] Withholding of removal was ( )granted ( )denied ( )withdrawn.

[ ] A Waiver under Section ____ was ( )granted ( )denied ( )withdrawn.

[ ] Cancellation of removal under section 240A(a) was ( )granted ( )denied ( )withdrawn.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[ ] Cancellation under section 240A(b)(1) was ( ) granted ( ) denied ( ) withdrawn.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[ ] Cancellation under section 240A(b) (2) was ( )granted ( )denied ( )withdrawn.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[ ] Adjustment of Status under Section ____ was ( )granted ( )denied ( )withdrawn.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.

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of removal (X) deferral of removal under Article III of the Convention Against Torture was (X) granted ( ) denied ( ) withdrawn.

[ ] Respondent's status was rescinded under section 246.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

Date: Dec 12, 2013

by DHS

R Peters
ROSE PETERS
Immigration Judge

Appeal: Waived/Reserved Appeal Due By: 30 days

File: (b) (6) Date: APR 30 2012

In re: (b) (6)

IN REMOVAL PROCEEDINGS

APPEAL AND MOTION

ON BEHALF OF RESPONDENT: Hillary Walsh, Law Student
Fatma E. Marouf, Supervising Attorney

ON BEHALF OF DHS: Michelle M. Phillips
Senior Attorney

APPLICATION: Convention Against Torture

This case is before the Board pursuant to a (b) (6) order of the United States Court of Appeals for the (b) (6) *See* (b) (6) *v. Holder*, (b) (6) Both parties have submitted filings on remand. The Department of Homeland Security has filed a motion to remand. The respondent requests that the decision of the Immigration Judge be reversed, or that the record be remanded for further proceedings, including, inter alia, for the Immigration Judge to evaluate the respondent's aggregate risk upon return to Honduras. *See* (b) (6) *v. Holder*, at (b) (6) We will remand the record for further proceedings not inconsistent with the (b) (6) order. The parties should be given the opportunity to update the evidentiary record. Accordingly, the following order is entered:

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

Ellen Rubowitz
FOR THE BOARD