

UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
MEMPHIS, TENNESSEE

In the Matter of _____

Ms. NICKL

Respondent

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ON REMOVAL PROCEEDINGS

VS. Ms. A. NICK NICK

SEVEN (7) REPLY AND MOTION FOR
STAY OF REMOVAL.

I. INTRODUCTION

Respondent, the high undersigned counsel, respectfully moves this court to compel her removal proceedings pursuant to 8 CFR § 1003.2(b)(2)(F) and Immigration and Nationality Act (INA) § 240(c)(7)(C)(iv) as redesignated by section 101(a)(2) of the Real ID act of 2005 (division B of Public Law 109-13) and as amended by § 829(a)(1) of the Violence Against Women Act and Department of Justice Reauthorization Act of 2006 (P.L. 109-162) (enacted on January 7, 2006). Also pursuant to INA § 240(c)(7)(C)(iv), Respondent moves for an order staying her removal pending final adjudication of this motion.

II. STATEMENT OF THE LAW

A. 8 CFR §1003.2(b)(2)(F)

A motion to respondent be granted based on new evidence that is material, was not available and could not have been discovered or presented at the hearing.

B. INA § 240(c)(7)(C)(iv) – Time Limitation

Generally, a motion to respondent be filed within 90 days of the entry of the date of the

Motion To Reopen Immigration Sample

**Charles Gordon, Stanley
Mailman, Stephen Yale-Loehr, Ronald Y.
Wada**

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Immigration Court Practice Manual (Revised August, 2018) U.S. Department of Justice, 2019-03-17 The Practice Manual is a comprehensive guide that sets forth uniform procedures recommendations and requirements for practice before the Immigration Courts The requirements set forth in this manual are binding on the parties who appear before the Immigration Courts unless the Immigration Judge directs otherwise in a particular case The Practice Manual does not limit the discretion of Immigration Judges to act in accordance with law and regulation The Practice Manual is intended to be a living document and the Office of the Chief Immigration Judge updates it in response to changes in law and policy as well as in response to comments by the parties using it We welcome suggestions and encourage the public to provide comments to identify errors or ambiguities in the text and to propose revisions Information regarding where to send your correspondence is included in Chapter 13 of the Practice Manual Board of Immigration Appeals Practice Manual and Questions and Answers United States. Board of Immigration Appeals, 1999 **Board of Immigration Appeals Practice Manual (Revised: October, 2018)** U.S. Department of Justice, 2019-03-17 Role The Board of Immigration Appeals is the highest administrative body for interpreting and applying immigration laws The Board is responsible for applying the immigration and nationality laws uniformly throughout the United States Accordingly the Board has been given nationwide jurisdiction to review the orders of Immigration Judges and certain decisions made by the Department of Homeland Security DHS and to provide guidance to the Immigration Judges DHS and others through published decisions The Board is tasked with resolving the questions before it in a manner that is timely impartial and consistent with the Immigration and Nationality Act and regulations and to provide clear and uniform guidance to Immigrations Judges DHS and the general public on the proper interpretation and administration of the Immigration and Nationality Act and its implementing regulations 8 C F R 1003.1(d)(1) Substantive law chapters. Sample decisions and related law paragraphs. Immigration judge forms United States. Office of the Chief Immigration Judge, 2001 **Department of Justice Manual** Wolters Kluwer, 2012-03-23 The new Department of Justice Manual Third Edition takes you inside all the policies and directives outlined in the latest U S Attorneys Manual used universally by the DOJ in civil and criminal prosecutions Along with comprehensive coverage of all the information relied on by today s DOJ attorneys this guide offers you other valuable DOJ publications in the form of Annotations You ll find the Asset Forfeiture Manual the Freedom of Information Act Case List and Merger Guidelines And it s all incorporated in a comprehensive six volume reference You ll discover how to Request immunity for clients using actual terminology from factors that DOJ attorneys must consider Phrase a FOIA request so as to avoid coming within an exempted category of information Draft discovery requests using terminology to avoid triggering an automatic denial by the DOJ Counsel clients on DOJ investigative tactics and their significance using actual DOJ memoranda Develop trial strategies that exploit common problems with certain methods of proof and kinds of evidence offered by the government Propose settlements or plea bargain

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Bender's Immigration Bulletin ,2007-07 **Immigration Law and Defense** ,2009 This looseleaf work discusses immigration law deportation and exclusion The volume follows the pattern of a typical immigration case and all necessary INS forms are included The Immigration and Nationality Act is covered along with citations to case decisions and INS regulations

Shackled Rebecca A. Sharpless,2024-01-16 A rare look at the brute force mechanics of deportation in the United States In December 2017 U S immigration authorities shackled and abused 92 African refugees for two days while attempting to deport them by plane to Somalia When national media broke the story government officials lied about what happened Shackled tells the story of this harrowing failed deportation the resulting class action litigation and two men s search for safety in the United States over the course of three long years Through Abdulahi s and Sa id s firsthand accounts immigration lawyer Rebecca A Sharpless brings to life the harsh consequences of the U S deportation system and how racism and anti Blackness operate within it Sharpless follows the money that ICE funnels into local jails private contractors and charter jets exposing a sprawling system of immigration enforcement that detains and abuses noncitizens at scale Woven with the wider context of Abdulahi s and Sa id s stories this immigration odyssey reveals disturbing truths about Somalia asylum and the U S court system Shackled will galvanize readers attorneys activists policymakers and scholars alike to call out and dismantle this brutal infrastructure

Immigration Law and Procedure: USCIS Policy Manual and Adjudicator's Field Manual Charles Gordon,Stanley Mailman,Stephen Yale-Loehr,Ronald Y. Wada,2023-05-12 This ebook provides the user with convenient access to the USCIS Policy Manual PM and the USCIS Adjudicator s Field Manual AFM While USCIS is in the process of converting its guidance from the AFM to the PM this publication will contain those portions of the AFM that USCIS indicates are superseded in an AFM archive Available separately but also included with Immigration Law and Procedure Business Immigration Module Updated four times a year This eBook features links to Lexis Advance for further legal research options

Curbing Unlawful Migration U.S. Commission on Immigration Reform,1997 Long range ADP planning ,1981 **Immigration Law and Business** Austin T. Fragomen (Jr.),Alfred J. Del Rey,Sam Bernsen,1983

Winning Asylum Cases ,1992 *Immigration Practice* ,2010 **Congressional Record** United States.

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