

UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
UNITED STATES IMMIGRATION COURT  
BALTIMORE, MARYLAND

IN THE MATTER OF  [REDACTED]	IN REMOVAL PROCEEDINGS  As [REDACTED]
(RESPONDENT)	

JOINT MOTION TO REOPEN AND TERMINATE PROCEEDINGS

COMES NOW INTO COURT, Respondent, [REDACTED] ("Mr. [REDACTED]"), through undersigned Counsel, and respectfully moves this Honorable Court to reopen and terminate proceedings pursuant to 8 C.F.R. § 1003.23(b)(4)(v) so that he may apply for adjustment of status before U.S. Citizenship & Immigration Services (USCIS).

The Office of Chief Counsel for Immigration & Customs Enforcement hereby joins in this Motion to Reopen and Terminate Proceedings.

In support of this request, Mr. [REDACTED] states the following:

1. Mr. [REDACTED] is a native and citizen of The Philippines.
2. Mr. [REDACTED] entered the United States on September 21, 1982 as a nonimmigrant visitor and has since continuously resided in the United States.
3. Mr. [REDACTED] obtained this visa to travel to the United States per the recommendation of his physicians to seek medical treatment for a rare, but potentially life-threatening medical

# Motion To Reopen Immigration Sample

**ML Morrison**



## **Motion To Reopen Immigration Sample:**

**Substantive law chapters. Sample decisions and related law paragraphs. Immigration judge forms** United States. Office of the Chief Immigration Judge, 2001 **Preparing Motion to Reopen Removal Proceedings to Apply for 212(c)** Brian D. Lerner, 2025-12-01 Motion to Reopen Removal Proceedings to Apply for 212 c pertains to certain aliens who were lawful permanent residents who are subject to a final order of deportation or removal who are eligible to apply for relief under section 212 c These proceedings shall be reopened SOLELY for the purpose of adjudicating the application for section 212 c relief Do you qualify for 212 c relief At this time it may be possible for you to file a Motion to Reopen Removal Proceedings to Apply for 212 c pertains to certain aliens who were lawful permanent residents who are subject to a final order of deportation or removal who are eligible to apply for relief under section 212 c These proceedings shall be reopened SOLELY for the purpose of adjudicating the application for section 212 c relief A section 212c waiver allows certain long time green card holders who have been placed in removal proceedings because they were convicted of a criminal offense to avoid being deported Congress repealed former section 212 c of the Immigration and Naturalization Act effective April 1 1997 However the United States Supreme Court decided in 2001 that the repeal does not apply to lawful permanent residents who pleaded guilty to a crime before April 1 1997 INS v St Cyr 533 U S 289 On December 12 2011 the U S Supreme Court issued an important decision further protecting the rights of immigrants under the St Cyr decision In Judulang v Holder the Supreme Court unanimously held that the government s policy for deciding when lawful permanent resident immigrants may apply for 212 c relief from deportation for pre 1996 guilty plea convictions deeming such immigrants ineligible for relief if the deportation ground at issue does not have a sufficiently comparable inadmissibility ground was arbitrary and capricious in violation of the Administrative Procedure Act The Court remanded the case for the government to adopt a new approach that does not arbitrarily deny long term permanent resident immigrants such as Mr Judulang from being able to apply for relief from deportation In 2012 the U S Supreme Court issued another important decision protecting the rights of immigrants with long ago criminal convictions to travel abroad without risking detention and removal upon their return In all of these immigration situations it is possible under the right circumstances to make a motion to reopen proceeding to apply for 212 c relief This sample gives a great place to start While it would be better and more effective to use an experienced attorney it is clear that many times people just do not have the funds to retain an attorney Therefore note that this Motion to reopen deportation proceedings which is based on you qualifying for 212 c relief is made by an experienced immigration lawyer with nearly 30 years of experience It is real and it was actually submitted We certainly hope you find this petition useful and helpful and hope for the best immigration experience you can have We do have petitions on every subject area of immigration and you might look at those if needed as well If you do need to actually have a consultation you can call our U S Immigration Law office at 562 495 0554 for an initial free consultation to determine what must be done to help you and your family

**Motion to Terminate Based on Vacated Conviction** Brian D. Lerner, 2025-11-28 An order of removal If a criminal conviction is vacated or reduced it allows that person to go back to immigration court and try to either get the deportation order reversed or to become eligible for relief that did not exist prior to the crime being vacated Do you have a deportation order Are you barred from coming back to the U S for either 20 years or even life If you look in our library you will see sample motions to vacate convictions If that is successful you can get your deportation order reversed If you are in removal or deportation proceedings right now and were successful in getting the crime vacated then you can ask for the proceedings to be terminated This means it could be ended or reversed so you are no longer deportable It is actually one of the best ways to regain your legal status The crime itself may have been a result of fear or by the prosecutor telling you untrue facts as to what would happen if you do not plea guilty This means you plead to something you did not understand and did not know how it would affect your immigration status It is the combination of this criminal relief being successful and the prior deportation order or a current order under immigration law that allows the motion to reopen or terminate to be successful There are other reasons also to make a motion to terminate such as a visa number becoming current or an adjustment of status situation where you become eligible or a change in State or Federal law regarding various charges dropped The key here is whether you are an aggravated felon under United States Immigration Laws If you are then you are barred for the rest of your life from coming back to the U S Many times our law firm gets clients both inside the U S or outside the U S It arises in different scenerios 1 A person already had a deportation and has been deported 2 An immigrant in deportation proceedings and needing to fight 3 A person who is in prison serving out their time and close to being transferred to Immigration detention 4 Somebody who is considering taking a plea in criminal court and people who have crimes in their home country wanting to enter the U S In all of these immigration situations it is possible under the right circumstances to make a motion to terminate proceedings if the crime is vacated This sample gives a great place to start While it would be better and more effective to use an experienced attorney it is clear that many times people just do not have the funds to retain an attorney Therefore note that this Motion to terminate removal deportation proceedings based on a vacated conviction is made by an experienced immigration lawyer with nearly 30 years of experience It is real and it was actually submitted The sample Motion to terminate removal deportation proceedings based on a vacated conviction will give lots of great information and a significant amount of information and data that will comply with the requirements Thus if you cannot hire an immigration lawyer to prepare the motion then this is the next best thing Follow it carefully and closely and you will have a real chance of realizing your dream to stay inside the United States Note that the adjudicating officer at USCIS is not your friend or the Consulate Officer at the U S Consulate deciding whether you should get this particular visa or status We certainly hope you find this petition useful and helpful and hope for the best immigration experience you can have We do have petitions on every subject area of immigration and you might look at those if needed as well If you do need to actually

have a consultation you can call our U S Immigration Law office at 562 495 0554 for an initial free consultation to determine what must be done to help you and your family

*Preparing Motion to Reopen Removal Proceedings to Apply For 212(c)*  
Brian Lerner,2023-02-06

**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 agreements within the authority of the DOJ attorney handling the case This new Third Edition of Department of Justice Manual has been expanded to eight volumes and the materials have been completely revised to accommodate newly added materials including the text of the Code of Federal Regulations Title 28and Judicial Administration as relevant to the enforcement of the Federal Sentencing Guidelines by the Department of Justice The Manual for Complex Litigation and The United States Sentencing Commission Guidelines Manual The new edition also includes The National Drug Threat Assessment for Fiscal Year 2011 and the updated version of the Prosecuting Computer Crimes Manual In an effort to provide you with the best resource possible as part of the Third Edition the Commentaries in each volume have been renumbered to refer to the relevant section in the United States Attorneyand s Manual for more efficient cross referencing between the Manual and the Commentaries

**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 Business** Austin T. Fragomen (Jr.), Alfred J. Del Rey, Sam Bernsen, 1983

**Winning Asylum Cases** ,1992 Appeals, Briefs on Appeals, and Motions to Re-open James D. Prappas, 1991 Immigration Litigation Randy P. Auerbach, 2004

**Winning Suspension of Deportation Cases** Eric Cohen, Juliette Steadman, Bill Ong Hing, 1991

**Immigration Procedures Handbook** Austin T. Fragomen, Alfred J. Del Rey, Steven C. Bell, 2007 Immigration Practice ,2010 *Immigration Law : Basics and More* ,2004 *Immigration & Nationality Law Handbook* ,2006

**Long range ADP planning** ,1981 **Immigration Manual** Benjamin Anosike, Benji O. Anosike, 2003 Provides information on the basic laws requirements and procedures to gain lawful entry into the United States or to remain in the United States *Basic Immigration Law* ,2002

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