



U.S. Department of Justice

Executive Office for Immigration Review

*Board of Immigration Appeals
Office of the Clerk*

5107 Leesburg Pike, Suite 2000
Falls Church, Virginia 20530

**Arandia, Alex
ARANDIA & ARANDIA
118-35 QUEENS BLVD., SUITE 1202
FOREST HILLS, NY 11375**

**DHS/ICE Office of Chief Counsel - NYC
26 Federal Plaza, 11th Floor
New York, NY 10278**

Name: LIRIANO, CESAR

A 076-574-471

Date of this notice: 10/14/2014

Enclosed is a copy of the Board's decision and order in the above-referenced case.

Sincerely,

Donna Carr

Donna Carr
Chief Clerk

Enclosure

Panel Members:
Holmes, David B.

Userteam: Docket

For more unpublished BIA decisions, visit www.irac.net/unpublished

ST

Falls Church, Virginia 20530

File: A076 574 471 – New York, NY

Date:

OCT 14 2014

In re: CESAR LIRIANO

IN REMOVAL PROCEEDINGS

MOTION

ON BEHALF OF RESPONDENT: Alexander Arandia, Esquire

APPLICATION: Reopening

The respondent has filed a motion to reopen these proceedings based on the Supreme Court's decision in *Vartelas v. Holder*, 132 S.Ct. 1479 (2012), seeking the opportunity to present evidence as to the "innocent, casual and brief" nature of his 10-day trip to the Dominican Republic to visit his father in January 1999. The Department of Homeland Security has not opposed the motion. 8 C.F.R. § 1003.2(g)(3). Under the circumstances presented, we will reopen the proceedings under 8 C.F.R. § 1003.2(a), and remand the record to the Immigration Judge for a further evidentiary hearing and for the entry of a new decision.

ORDER: The motion is granted.

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



FOR THE BOARD