



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 22041

**Takemori, Gina Michele
Takemori Law Firm LLC
12008 Leatherbark Way
Germantown, MD 20874**

**DHS/ICE Office of Chief Counsel - BAL
31 Hopkins Plaza, Room 1600
Baltimore, MD 21201**

Name: FERNANDES PACHECO, RAFAEL A 089-677-735

Date of this notice: 5/30/2017

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

Sincerely,

Cynthia L. Crosby
Acting Chief Clerk

Enclosure

Panel Members:
Guendelsberger, John

Userteam: Docket

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Falls Church, Virginia 22041

File: A089 677 735 – Baltimore, MD

Date: **MAY 30 2017**

In re: RAFAEL FERNANDES PACHECO¹

IN REMOVAL PROCEEDINGS

APPEAL AND MOTION

ON BEHALF OF RESPONDENT: Gina Michele Takemori, Esquire

APPLICATION: Reinstatement of proceedings; termination

In a decision dated February 4, 2013, this Board ordered the proceedings administratively closed. The respondent moves to reopen proceedings to allow the respondent an opportunity to pursue adjustment of status before DHS, Citizenship and Immigration Services (CIS). The Department of Homeland Security (DHS) has not opposed the motion. Thus, it will be deemed unopposed. 8 C.F.R. § 1003.2(g)(3). Considering the circumstances presented, the unopposed motion will be granted.

ORDER: The motion is granted, the Board's February 4, 2013, order is vacated, and these proceedings are reinstated and terminated without prejudice.



FOR THE BOARD

¹ Respondent Daniela Fernandes Pacheco (A089 069 585), formerly a party to these proceedings, has not been included in the instant motion.