



**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

**RIVERA SASA, SARITA  
RIVERA SASA IMMIGRATION LAW OFFICES  
151 BROADWAY ST  
SUITE 215  
PROVIDENCE, RI 02903**

**DHS/ICE Office of Chief Counsel - BOS  
P.O. Box 8728  
Boston, MA 02114**

**Name: CAZARIN CABRERA, JORGE A...      A 205-500-769**

**Date of this notice: 7/16/2015**

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:  
Grant, Edward R.

10/1/2011

Userteam: Docket

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*As*

U.S. Department of Justice  
Executive Office for Immigration Review

Decision of the Board of Immigration Appeals

Falls Church, Virginia 20530

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File: A205 500 769 – Boston, MA

Date:

JUL 16 2015

In re: JORGE ARTURO CAZARIN CABRERA

IN REMOVAL PROCEEDINGS

APPEAL

ON BEHALF OF RESPONDENT: Sarita Rivera Sasa, Esquire

APPLICATION: Reopening

The respondent, a native and citizen of Mexico, appeals from the June 23, 2014, order of an Immigration Judge denying the respondent's motion to reopen. The Department of Homeland Security (DHS) has not filed a brief in response to the appeal. The record will be remanded.

In the respondent's motion to reopen, he denied having received notice of his in absentia hearing, and his motion was supported by his affidavit. The Immigration Judge's order merely states that it agrees with the reasons stated in the DHS opposition to the motion.

Under these circumstances, we find the record inadequate for review. An Immigration Judge's decision that lacks sufficient analysis does not provide an adequate opportunity to the alien to contest the Immigration Judge's determinations on appeal and leaves the Board without adequate means of reviewing the bases for the Immigration Judge's decision in light of the respondent's arguments on appeal. *See Matter of A-P-*, 22 I&N Dec. 468 (BIA 1999); *Matter of M-P-*, 20 I&N Dec. 786 (BIA 1994) (finding that an Immigration Judge must fully explain the reasons for denying a motion in order to allow the respondent a fair opportunity to contest the decision and the Board an opportunity for meaningful appellate review). Accordingly, the record will be remanded to the Immigration Judge for the issuance of a full decision.

In remanding this case, we intimate no opinion as to the ultimate merits of the respondent's appeal.

ORDER: The record is returned to the Immigration Court for further proceedings in accordance with this decision.

  
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FOR THE BOARD

Immigrant & Refugee Appellate Center, LLC | www.irac.net

Sarita Rivera-Sasa, Esq.  
Rivera-Sasa Immigration  
Law Offices  
151 Broadway St., Suite 215  
Providence, RI 02903  
(401) 272-2463 Phone

**NON-DETAINED**

**UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
OFFICE OF THE IMMIGRATION JUDGE  
BOSTON, MASSACHUSETTS**

In The Matter Of

File No.: A# 205-500-769

JORGE A. CAZARIN CABRERA  
Respondent

2014 MAY 22 AM 9:12  
E-FILED  
U.S. DEPT. OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
BOSTON, MASSACHUSETTS

Immigration Judge: Brenda O'Malley

Next Hearing: TBD  
( Last Hearing: 2/4/2014 )

**MOTION TO REOPEN AN IN ABSENTIA ORDER**

This motion is hereby:	
<input type="checkbox"/>	GRANTED
<input checked="" type="checkbox"/>	DENIED
<input type="checkbox"/>	
<u>Brenda O'Malley</u>	
US Immigration Judge	
Date: 6/23/14	

for the reasons stated in DHS's  
opposition filed on 5/16/2014.