



**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*

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606 S. Olive Street, 8th Floor  
Los Angeles, CA 90014**

**Name: GONZALEZ-VENTURA, MARIA SABASTIANA**

**A076-318-715**

**Date of this notice: 3/25/2011**

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:  
King, Carol

For more unpublished BIA decisions, visit [www.irac.net/unpublished](http://www.irac.net/unpublished)

Falls Church, Virginia 22041

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File: A076 318 715 - Los Angeles, CA

Date:

MAR 25 2011

In re: MARIA SABASTIANA GONZALEZ-VENTURA

IN REMOVAL PROCEEDINGS

APPEAL

ON BEHALF OF RESPONDENT: Jorge T. Cabrera, Esquire

ON BEHALF OF DHS: Rubab Z. Razvi  
Assistant Chief Counsel

ORDER:

The respondent has appealed from the Immigration Judge's April 28, 2009, decision denying her motion to reopen. The Immigration Judge did not clearly state his reasons for denying the motion, describe which facts he considered to be mis-stated, or provide legal authority for his decision. We therefore will remand the record to the Immigration Judge for the preparation of a more complete decision. In light of the inconsistency between the facts stated in the motion and those stated in the respondent's declaration, the Immigration Judge may find it prudent to conduct fact-finding in deciding the motion to reopen. *See Matter of Rodriguez-Carrillo*, 22 I&N Dec. 1031 (BIA 1999) (discussing the importance of a full decision by an Immigration Judge).

Accordingly, the record is remanded for further proceedings.

  
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FOR THE BOARD

UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
606 SOUTH OLIVE ST., 15TH FL.  
LOS ANGELES, CA 90014

JORGE T. CABRERA, ESQ.  
658 S. BONNIE BRAE STREET, #2  
LOS ANGELES, CA 90057

IN THE MATTER OF  
GONZALEZ-VENTURA, MARIA SABASTIANA

FILE A 076-318-715

DATE: Apr 30, 2009

\_\_\_ UNABLE TO FORWARD - NO ADDRESS PROVIDED

\_\_\_ ATTACHED IS A COPY OF THE DECISION OF THE IMMIGRATION JUDGE. THIS DECISION IS FINAL UNLESS AN APPEAL IS FILED WITH THE BOARD OF IMMIGRATION APPEALS WITHIN 30 CALENDAR DAYS OF THE DATE OF THE MAILING OF THIS WRITTEN DECISION. SEE THE ENCLOSED FORMS AND INSTRUCTIONS FOR PROPERLY PREPARING YOUR APPEAL. YOUR NOTICE OF APPEAL, ATTACHED DOCUMENTS, AND FEE OR FEE WAIVER REQUEST MUST BE MAILED TO:

BOARD OF IMMIGRATION APPEALS  
OFFICE OF THE CLERK  
P.O. BOX 8530  
FALLS CHURCH, VA 22041

\_\_\_ ATTACHED IS A COPY OF THE DECISION OF THE IMMIGRATION JUDGE AS THE RESULT OF YOUR FAILURE TO APPEAR AT YOUR SCHEDULED DEPORTATION OR REMOVAL HEARING. THIS DECISION IS FINAL UNLESS A MOTION TO REOPEN IS FILED IN ACCORDANCE WITH SECTION 242B(c)(3) OF THE IMMIGRATION AND NATIONALITY ACT, 8 U.S.C. SECTION 1252B(c)(3) IN DEPORTATION PROCEEDINGS OR SECTION 240(c)(6), 8 U.S.C. SECTION 1229a(c)(6) IN REMOVAL PROCEEDINGS. IF YOU FILE A MOTION TO REOPEN, YOUR MOTION MUST BE FILED WITH THIS COURT:

IMMIGRATION COURT  
606 SOUTH OLIVE ST., 15TH FL.  
LOS ANGELES, CA 90014

X OTHER:

(SEE ATTACH online)

COURT CLERK  
IMMIGRATION COURT

CC:

FF

U.S. DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
606 SOUTH OLIVE ST., 15TH FL.  
LOS ANGELES, CA 90014

In the Matter of:  
GONZALEZ-VENTURA, MARIA SABASTIANA  
RESPONDENT

Case No.: A076-318-715  
Docket: LOS ANGELES, CALIFORNIA  
IN REMOVAL PROCEEDINGS

ORDER OF THE IMMIGRATION JUDGE

Upon consideration of RESPONDENT

( ) Motion to Reconsider an Immigration Judge's decision

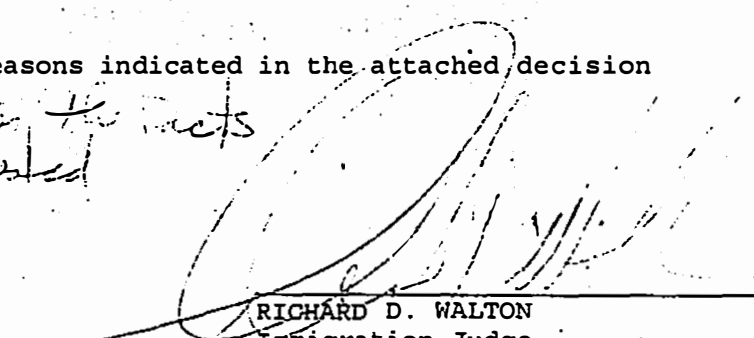
(X) Motion to Reopen proceedings.

filed in the above entitled matter, it is hereby ordered that the motion

( ) Be Granted

( ) Be Denied for reasons indicated in the attached decision

1. Motion mis-states the facts  
2. no relief is requested

  
RICHARD D. WALTON  
Immigration Judge  
Date: Apr 28, 2009

Appeal: NO APPEAL (A/I/B)  
Appeal Due By: Mar 16, 1998

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL (M) PERSONAL SERVICE (P)

TO: [ ] ALIEN [ ] ALIEN c/o Custodial Officer [ ] Alien's ATT/REP [ ] DHS

DATE: 4/30/09 BY: COURT STAFF

Attachments: [ ] EOIR-33 [ ] EOIR-28 [ ] Legal Services List [ ] Other