



**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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**DHS/ICE Office of Chief Counsel - LOS  
606 S. Olive Street, 8th Floor  
Los Angeles, CA 90014**

**Name: K [REDACTED], N [REDACTED]**

**A [REDACTED]-777**

**Date of this notice: 2/28/2019**

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:  
Kendall Clark, Molly

A. L. L. A.

Userteam: Docket

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Falls Church, Virginia 22041

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File: A [REDACTED]-777 – Los Angeles, CA

Date: **FEB 28 2019**

In re: N [REDACTED] K [REDACTED]

IN REMOVAL PROCEEDINGS

MOTION

ON BEHALF OF RESPONDENT: Kathleen S. Koh, Esquire

APPLICATION: Reopening

ORDER:

The respondent has filed an untimely to reopen to apply for adjustment of status based on an approved I-130 immediate relative visa petition filed by her United States citizen son. The Department of Homeland Security (DHS) has not filed an opposition to the motion. Given the particular facts and circumstances of this case, including the Immigration Judge's previous grant of withholding of removal, the respondent's lengthy residency in the United States, the hardship to the respondent's United States citizen son, and the respondent's age, the proceedings are reopened under the provisions of 8 C.F.R. § 1003.2(a). The record will be remanded to the Immigration Judge to provide the respondent an opportunity to apply for adjustment of status under section 245(a) of the Immigration and Nationality Act, 8 U.S.C. § 1255(a).

FURTHER ORDER: The record is remanded to the Immigration Judge for further proceedings not inconsistent with this order and entry of a new decision.

  
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FOR THE BOARD