



U.S. Department of Justice

Executive Office for Immigration Review

*Board of Immigration Appeals
Office of the Clerk*

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Name: B [REDACTED] O [REDACTED], [REDACTED] ... A [REDACTED]-588

Date of this notice: 5/17/2019

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:
Guendelsberger, John

User team: Docket

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

Decision of the Board of Immigration Appeals

Falls Church, Virginia 22041

File: A [REDACTED]-588 – Baltimore, MD

Date:

MAY 17 2019

In re: U [REDACTED] B [REDACTED] O [REDACTED]

IN REMOVAL PROCEEDINGS

MOTION

ON BEHALF OF RESPONDENT: Adam N. Crandell, Esquire

ON BEHALF OF DHS: Jason L. Pope
Assistant Chief Counsel

APPLICATION: Reopening

The final administrative order in this matter was entered by the Board on June 18, 2012. At that time, the Board dismissed the appeal filed by the respondent and his family members.¹ On April 2, 2019, the respondent filed a motion to reopen. The respondent states in his motion that he seeks to apply for asylum, withholding of removal, and protection under the Convention Against Torture based on changed conditions in his country, the Central African Republic. The respondent has submitted with his motion a new asylum application and evidence of conditions in the Central African Republic.

The Department of Homeland Security (DHS) has filed a reply in which the DHS states that it does not oppose reopening.

In light of the evidence before us and the non-opposition to reopening from the DHS, we will grant the respondent's motion and will remand the record to the Immigration Judge for further proceedings in which to consider the respondent's eligibility for asylum, withholding of removal, and protection under the Convention Against Torture. *See* 8 C.F.R. § 1003.2(c)(3)(ii); *see also* section 240(c)(7)(C)(ii) of the Immigration and Nationality Act; 8 U.S.C. § 1229a(c)(7)(C)(ii).

¹ The respondent's father was the lead respondent in the matter. The respondent and other family members had derivative asylum claims. The respondent's family members are not parties to the motion that is now before us.

ORDER: The respondent's motion to reopen is granted.

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



FOR THE BOARD