#### **Department of Homeland Security**

U.S. Citizenship and Immigration Services

U.S. Department of Justice

Executive Office for Immigration Review

# I-589, Application for Asylum and for Withholding of Removal

OMB No. 1615-0067; Expires 06/30/2026

**Applicant:** Aye Nandar Htun **Submission Date:** 

Do you also want to apply for withholding of removal under the Convention Against Torture?: Yes

### Part A.I. Information About You

- 1. Alien Registration Number(s) (A-Number) (if any):
- 2. U.S. Social Security Number (if any):
- 3. USCIS Online Account Number (if any):
- 4. Complete Last Name: Htun
- 5. First Name: Aye Nandar
- 6. Middle Name:
- 7. What other names have you used (include maiden name and aliases)?

#### 8. Residence in the U.S. (where you physically reside)

Street Number and Name: 9327, 65th Place

Apt. Number: City: Woodside State: NY

**ZIP Code:** 11377

Telephone Number: 917-304-6732

#### 9. Mailing Address in the U.S. (if different than the address in Item Number 8)

In Care of (if applicable):

Telephone Number: 646-698-2775

Street Number and Name: 6034 BOOTH ST

Apt. Number:
City: ELMHURST
State: NY

**ZIP Code:** 11373-5526

10. Gender (Male, Female): Female

- 11. Marital Status (Single, Married, Divorced, Widowed): single
- 12. Date of Birth (mm/dd/yyyy): 01-25-2001
- 13. City and Country of Birth:

**City:** Thanbyuzayat **Country:** MMR

- 14. Present Nationality (Citizenship): MMR
- 15. Nationality at Birth: MMR
- 16. Race, Ethnic, or Tribal Group: Pa Oh, Mon
- 17. Religion: Buddhism
- 18.a. I have never been in Immigration Court proceedings.: Yes
- 18.b. I am now in Immigration Court proceedings:
- 18.c. I am not now in Immigration Court proceedings, but I have been in the past:

19.a. When did you last leave your country? (mm/dd/yyyy): 12-18-2023

**Last Left Your Country Other:** 

19.b. What is your current I-94 Number, if any?: 683802938A3

19.c. List each entry into the U.S. beginning with your most recent entry. List date (mm/dd/yyyy), place, and your status for each entry. (Attach additional sheets as needed.)

Most Recent Entry Record: Date of Entry: 12-19-2023 Place of Entry: NYC

Status: F1

Date Status Expires: 11-21-2024

#### **Previous Entry Record(s):**

Other Place of Entry:

- 20. What country issued your last passport or travel document?: MMR
- **21. Passport/Travel Document Number:** MH539941
- 22. Expiration Date (mm/dd/yyyy): 06-12-2028
- 23. What is your native language (include dialect, if applicable)?: BUR
- 24. Are you fluent in English?: Yes
- 25. What other languages do you speak fluently?

#### Part A.II. Information About Your Spouse and Children

#### Your spouse

- 1. Alien Registration Number (A-Number) (if any):
- 2. Passport/ID Card Number (if any):
- 3. Date of Birth (mm/dd/yyyy):
- 4. U.S. Social Security Number (if any):
- 5. Complete Last Name:
- 6. First Name:
- 7. Middle Name:
- 8. Other names used (include maiden name and aliases)
- 9. Date of Marriage (mm/dd/yyyy):
- 10. Place of Marriage:
- 11. City and Country of Birth:

City:

Country:

- 12. Nationality (Citizenship):
- 13. Race, Ethnic, or Tribal Group:
- 14. Gender (Male, Female):
- 15. Is this person in the U.S.? "Yes " (Complete Blocks 16 to 24). "No" (Specify location) :

**Spouse Location:** 

16. Place of last entry into the U.S.:

Other Place of Last Entry:

- 17. Date of last entry into the U.S. (mm/dd/yyyy):
- 18. I-94 Number (if any):
- 19. Status when last admitted (Visa type, if any):
- 20. What is your spouse's current status?:
- 21. What is the expiration date of his/her authorized stay, if any? (mm/dd/yyyy):

- 22. Is your spouse in Immigration Court proceedings?:
- 23. If previously in the U.S., date of previous arrival (mm/dd/yyyy):
- 24. If in the U.S., is your spouse to be included in this application?:

Your Children. List all of your children, regardless of age, location, or marital status.

I have children: No
Total number of children:

#### Part A.III. Information About Your Background

1. List your last address where you lived before coming to the United States. If this is not the country where you fear persecution, also list the last address in the country where you fear persecution. (List Address, City/Town, Department, Province, or State and Country.)

Number and Street, Line 1 (Provide if Available): No. 64, Kyar Phyu Street, Kyar Kan Qt

Number and Street, Line 2 (Provide if Available): Thanbyuzayat Township

City/Town: Mawlamyaing

Department, Province, or State: Mon State

State: Zip Code:

Postal Code: 12091 Country: MMR

Dates: From (Month):
Dates: From (Year): 2020
Dates: To (Month): 12
Dates: To (Year): 2023

Number and Street, Line 1 (Provide if Available):

Number and Street, Line 2 (Provide if Available):

City/Town:

Department, Province, or State:

State: Zip Code: Postal Code: Country:

Dates: From (Month):
Dates: From (Year):
Dates: To (Month):
Dates: To (Year):

2. Provide the following information about your residences during the past 5 years. List your present address first.

Number and Street, Line 1: No. 64, Kyar Phyu Street, Kyar Kan Qt

Number and Street, Line 2: Thanbyuzayat Township

City/Town: Mawlamyaing

**Department or Province:** Mon State

State:

Postal Code: 12091

ZIP Code: Country: MMR Dates:From(Month):

Dates:From(Month):
Dates:From(Year): 2020

Dates:To(Month): 12
Dates:To(Year): 2023

Number and Street, Line 1: No. 28, Zawtika St, Mahlwakon Qt

Number and Street, Line 2: Tarmwe

City/Town: Yangon
Department or Province:

State:

Postal Code: 11211

ZIP Code:
Country: MMR
Dates:From(Month):
Dates:From(Year): 2018
Dates:To(Month):
Dates:To(Year): 2020

Number and Street, Line 1: No. 64, Kyar Phyu Street, Kyar Kan Qt

Number and Street, Line 2: Thanbyuzayat Township

City/Town: Mawlamyaing

**Department or Province:** Mon State

State:

Postal Code: 12091

ZIP Code: Country: MMR

Dates:From(Month): 01 Dates:From(Year): 2001 Dates:To(Month): Dates:To(Year): 2018

#### 3. Provide the following information about your education, beginning with the most recent school that you attended.

Name of School: BEHS 2 Thanbyuzayat

Type of School: High School

Location (Address):

Street Name and Number: Kan Lan Street

Apt. No.: Thanbyuzayat Township

City: Mawlamyaing

State: ZIP Code:

Province: Mon State
Postal Code: 12091
Country: MMR
Dates:From(Month): 06
Dates:From(Year): 2010

Dates:To(Month): 03
Dates:To(Year): 2017

Name of School: BEPS Kyar Kan Type of School: Primary School

Location (Address):

Street Name and Number: Kyar Kan Street

Apt. No.: Thanbyuzayat Township

City: Mawlamyaing

State: ZIP Code:

Province: Mon State Postal Code: 12091 Country: MMR

Dates:From(Month): 06 Dates:From(Year): 2006 Dates:To(Month): 03 Dates:To(Year): 2009

#### 4. Provide the following information about your employment during the past 5 years. List your present employment first.

#### 5. Provide the following information about your parents and siblings (brothers and sisters). Check the box if the person is deceased.

Relationship (Mother, Father, Sibling): Father

First Name: Khun Thar

Last Name: Ya Middle Name:

City/Town of Birth: Thanbyuzayat

Country of Birth: MMR

**Current Location:** Thanbyuzayat

Deceased:

Relationship (Mother, Father, Sibling): Mother

First Name: Khin Last Name: San Middle Name:

City/Town of Birth: Thanbyuzayat

Country of Birth: MMR

**Current Location:** Thanbyuzayat

Deceased:

Relationship (Mother, Father, Sibling): Sibling

First Name: Nwe Nwe Last Name: Tun Middle Name:

City/Town of Birth: Thanbyuzayat

Country of Birth: MMR

**Current Location:** Thanbyuzayat

Deceased:

Relationship (Mother, Father, Sibling): Sibling

First Name: Khun Win Last Name: Hlaing Middle Name:

City/Town of Birth: Thanbyuzayat

Country of Birth: MMR

**Current Location:** Thanbyuzayat

Deceased:

Relationship (Mother, Father, Sibling): Sibling

First Name: Ma Han Sui

Last Name: Kyi Middle Name:

City/Town of Birth: Thanbyuzayat

Country of Birth: MMR

**Current Location:** Thanbyuzayat

Deceased:

Relationship (Mother, Father, Sibling): Sibling

First Name: Khun Aye Last Name: Maung Middle Name:

**City/Town of Birth:** Thanbyuzayat

Country of Birth: MMR

**Current Location:** Thanbyuzayat

**Deceased:** 

Relationship (Mother, Father, Sibling): Sibling

First Name: Aye Aye Last Name: Mon Middle Name:

City/Town of Birth: Thanbyuzayat

Country of Birth: MMR

**Current Location:** Thanbyuzayat

Deceased:

Relationship (Mother, Father, Sibling): Sibling

First Name: Sapal Last Name: Hlaing Middle Name:

City/Town of Birth: Thanbyuzayat

Country of Birth: MMR

**Current Location:** Thanbyuzayat

Deceased:

Relationship (Mother, Father, Sibling): Sibling

First Name: Aye Mya Last Name: Nandar Middle Name:

City/Town of Birth: Thanbyuzayat

Country of Birth: MMR

**Current Location:** Thanbyuzayat

Deceased:

#### Part B. Information About Your Application

When answering the following questions about your asylum or other protection claim (withholding of removal under 241(b)(3) of the INA or withholding of removal under the Convention Against Torture), you must provide a detailed and specific account of the basis of your claim to asylum or other protection. To the best of your ability, provide specific dates, places, and descriptions about each event

or action described. You must attach documents evidencing the general conditions in the country from which you are seeking asylum or other protection and the specific facts on which you are relying to support your claim. If this documentation is unavailable or you are not providing this documentation with your application, explain why in your responses to the following questions.

1. Why are you applying for asylum or withholding of removal under section 241(b)(3) of the INA, or for withholding of removal under the Convention Against Torture? I am seeking asylum or withholding of removal based on:

Race: Yes
Religion: Yes
Nationality: Yes
Political Opinion: Yes

Membership in a particular social group: Yes

**Torture Convention:** Yes

A. Have you, your family, or close friends or colleagues ever experienced harm or mistreatment or threats in the past by anyone?:

Yes

If "Yes," explain in detail: 1. What happened; 2. When the harm or mistreatment or threats occurred; 3. Who caused the harm or mistreatment or threats; and 4. Why you believe the harm or mistreatment or threats occurred.: On July 6, 2023, I, Aye Nandar Htun, experienced severe harm and mistreatment when my house was raided without warrant by the Burmese police and military forces due to my online journalism work exposing the military's human rights abuses in Thanbyuzayat, Mon State. I was subjected to physical torture, including beatings and kicks, aimed at crushing my spirit and silencing my efforts to report on the military's atrocities against ethnic minorities. This act of retaliation was clearly aimed at preventing me from continuing my journalistic activities, underscoring the military's intolerance towards any form of dissent or exposure of their violations.

B. Do you fear harm or mistreatment if you return to your home country?: Yes

If "Yes," explain in detail: 1. What harm or mistreatment you fear; 2. Who you believe would harm or mistreat you; and 3. Why you believe you would or could be harmed or mistreated.: I fear harm or mistreatment if I return to my home country. The harm I anticipate includes arrest, torture, and possibly execution by the Burmese military authorities, in retaliation for my past online journalism activities exposing their human rights abuses in Thanbyuzayat, Mon State. The perpetrators of this feared harm would be the Burmese military and police forces, who have previously targeted me for my efforts to document and publicize their atrocities against ethnic minorities. My fear is grounded in my past experiences of persecution and the military's known practice of violently suppressing dissent and punishing those who challenge their authority or expose their actions, indicating a high risk of further harm should I return.

2. Have you or your family members ever been accused, charged, arrested, detained, interrogated, convicted and sentenced, or imprisoned in any country other than the United States (including for an immigration law violation)?: Yes

If "Yes," explain the circumstances and reasons for the action: I have been arrested, detained, and interrogated in my home country, Myanmar. The incident occurred on July 6, 2023, when my house was forcibly entered by police and military forces without a warrant, under the pretense of anti-state activities. This action was directly linked to my involvement in online journalism that exposed the human rights abuses perpetrated by the military against ethnic minorities in Thanbyuzayat, Mon State. Following the raid, I was taken to a local police station, where I was subjected to physical torture aimed at extracting information about my journalistic work and connections. The authorities' actions were a clear retaliation for my efforts to document and publicize the military's violations, underlining their method of suppressing dissent and controlling information.

3.A. Have you or your family members ever belonged to or been associated with any organizations or groups in your home country, such as, but not limited to, a political party, student group, labor union, religious organization, military or paramilitary group, civil patrol, guerrilla organization, ethnic group, human rights group, or the press or media?: No

If "Yes," describe for each person the level of participation, any leadership or other positions held, and the length of time you or your family members were involved in each organization or activity.:

3.B. Do you or your family members continue to participate in any way in these organizations or groups?:

If "Yes," describe for each person your or your family members' current level of participation, any leadership or other positions currently held, and the length of time you or your family members have been involved in each organization or group.:

4. Are you afraid of being subjected to torture in your home country or any other country to which you may be returned?: Yes

If "Yes," explain why you are afraid and describe the nature of torture you fear, by whom, and why it would be inflicted.: I am deeply afraid of being subjected to torture in my home country, Myanmar, due to my history of online journalism that exposed the human rights abuses by the military. The torture I fear includes physical beatings, psychological abuse, and possibly worse forms of violence, similar to what I endured during my previous arrest by the Burmese police and military forces. This fear is rooted in my past experiences and the ongoing repressive tactics of the military government against dissenters and journalists. The military and police, who have demonstrated their willingness to use torture as a means to suppress opposition and extract information, would likely be the perpetrators. The motive for such torture would be to punish me for my past activities, deter future dissent, and intimidate others who might challenge the regime.

#### Part C. Additional Information About Your Application

1. Have you, your spouse, your child(ren), your parents or your siblings ever applied to the U.S. Government for refugee status, asylum, or withholding of removal?: No

If "Yes," explain the decision and what happened to any status you, your spouse, your child(ren), your parents, or your siblings received as a result of that decision. Indicate whether or not you were included in a parent or spouse's application. If so, include your parent or spouse's A-number in your response. If you were previously denied asylum by USCIS, an immigration judge, or the Board of Immigration Appeals, describe any change(s) in conditions in your country or your own personal circumstances since the date of the denial that may affect your eligibility for asylum.:

2.A. After leaving the country from which you are claiming asylum, did you or your spouse or child(ren) who are now in the United States travel through or reside in any other country before entering the United States?: No

If "Yes,", provide for each person the following: the name of each country and the length of stay, the person's status while there, the reasons for leaving, whether or not the person is entitled to return for lawful residence purposes, and whether the person applied for refugee status or for asylum while there, and if not, why he or she did not do so:

2.B. Have you, your spouse, your child(ren), or other family members, such as your parents or siblings, ever applied for or received any lawful status in any country other than the one from which you are now claiming asylum?: No

If "Yes,", provide for each person the following: the name of each country and the length of stay, the person's status while there, the reasons for leaving, whether or not the person is entitled to return for lawful residence purposes, and whether the person applied for refugee status or for asylum while there, and if not, why he or she did not do so:

3. Have you, your spouse or your child(ren) ever ordered, incited, assisted or otherwise participated in causing harm or suffering to any person because of his or her race, religion, nationality, membership in a particular social group or belief in a particular political opinion?: No

If "Yes," describe in detail each such incident and your own, your spouse's, or your child(ren)'s involvement.:

- 4. After you left the country where you were harmed or fear harm, did you return to that country?: No
  - If "Yes," describe in detail the circumstances of your visit(s) (for example, the date(s) of the trip(s), the purpose(s) of the trip(s), and the length of time you remained in that country for the visit(s).):
- 5. Are you filing this application more than 1 year after your last arrival in the United States?: No
  - If "Yes," explain why you did not file within the first year after you arrived. You must be prepared to explain at your interview or hearing why you did not file your asylum application within the first year after you arrived. For guidance in answering this question, see Instructions, Part 1: Filing Instructions, Section V. "Completing the Form," Part C.:
- 6. Have you or any member of your family included in the application ever committed any crime and/or been arrested, charged, convicted, or sentenced for any crimes in the United States (including for an immigration law violation)?: No

If "Yes," for each instance, specify in your response: what occurred and the circumstances, dates, length of sentence received, location, the duration of the detention or imprisonment, reason(s) for the detention or conviction, any formal charges that were lodged against you or your relatives included in your application, and the reason(s) for release. If you have been arrested in the United States, you must submit a certified copy of all arrest reports, court dispositions, sentencing documents, and any other relevant documents.:

#### Part D. Your Signature

I certify, under penalty of perjury under the laws of the United States of America, that this application and the evidence submitted with it are all true and correct. Title 18, United States Code, Section 1546(a), provides in part: Whoever knowingly makes under oath, or as permitted under penalty of perjury under Section 1746 of Title 28, United States Code, knowingly subscribes as true, any false statement with respect to a material fact in any application, affidavit, or other document required by the immigration laws or regulations prescribed thereunder, or knowingly presents any such application, affidavit, or other document containing any such false statement or which fails to contain any reasonable basis in law or fact - shall be fined in accordance with this title or imprisoned for up to 25 years. I authorize the release of any information from my immigration record that U.S. Citizenship and Immigration Services (USCIS) needs to determine eligibility for the benefit I am seeking.

WARNING: Applicants who are in the United States unlawfully are subject to removal if their asylum or withholding claims are not granted by an asylum officer or an immigration judge. Any information provided in completing this application may be used as a basis for the institution of, or as evidence in, removal proceedings even if the application is later withdrawn. Applicants determined to have knowingly made a frivolous application for asylum will be permanently ineligible for any benefits under the Immigration and Nationality Act. You may not avoid a frivolous finding simply because someone advised you to provide false information in your asylum application. If filing with USCIS, unexcused failure to appear for an appointment to provide biometrics (such as fingerprints) and your biographical information within the time allowed may result in an asylum officer dismissing your asylum application or referring it to an immigration judge. Failure without good cause to provide DHS with biometrics or other biographical information while in removal proceedings may result in your application being found abandoned by the immigration judge. See sections 208(d)(5) (A) and 208(d)(6) of the INA and 8 CFR sections 208.10, 1208.10, 208.20, 1003.47(d) and 1208.20.

Print your complete name:

Write your name in your native alphabet:

Did your spouse, parent, or child(ren) assist you in completing this application?: No

If "Yes," list the name and relationship.

Did someone other than your spouse, parent, or child(ren) prepare this application? (If "Yes," complete Part E.): Yes

Asylum applicants may be represented by counsel. Have you been provided with a list of persons who may be available to assist you, at little or no cost, with your asylum claim?: No

**Signature Email Address:** 

Signature Date:

**Electronic Filing Record** 

#### Part E. Declaration of Person Preparing Form, if Other Than Applicant, Spouse, Parent, or Child

I declare that I have prepared this application at the request of the person named in Part D, that the responses provided are based on all information of which I have knowledge, or which was provided to me by the applicant, and that the completed application was read to the applicant in his or her native language or a language he or she understands for verification before he or she signed the application in my presence. I am aware that the knowing placement of false information on the Form I-589 may also subject me to civil penalties under 8 U.S.C. 1324c and/or criminal penalties under 18 U.S.C. 1546(a).

#### **Signature Of Preparer:**

Date:

# Complete Name of Preparer:

First Name: Ye Yint Myint

Last Name: Mo

**Daytime Telephone Number:** 646-698-2775

**Address of Preparer** 

Street Number and Name: 6034 Booth Street

Apt. Number: City: Elmhurst State: NY

**ZIP Code:** 11373

Province:

**Postal Code:** 

Country:

Attorney State Bar Number (if applicable):

Attorney or Accredited Representative USCIS Online Account Number (if any):

**Evidence** 

Original File Name: Cover Letter - Aye Nandar Htun.pdf

Category: Cover Letter

Original File Name: Statement - Aye Nandar Htun.pdf

**Category:** Written Statements

Original File Name: 1962 Military Coup News Article.pdf

Category: News Article

Original File Name: 1988 Military Coup News Article.pdf

Category: News Article

Original File Name: 2021 Civil Disobedience Movement.pdf

Category: News Article

Original File Name: 2021 Military Coup News Article.pdf

Category: News Article

Original File Name: 2021 Protest Civil Movement.pdf

Category: News Article

Original File Name: BURMA Act 2021 Congress Paper.pdf

Category: News Article

Original File Name: Section 505 A News Article.pdf

Category: News Article

Original File Name: UN HUMAN RIGHT COMM REPORT.pdf

Category: News Article

Original File Name: Acceptance Letter\_ Aye Nandar Htun.pdf

**Category:** Other Education Documents

Original File Name: High School Certificate English Aye Nandar Htun.pdf

**Category:** Other Education Documents

Original File Name: High School Transcript Notary\_Aye Nandar Htun.pdf

Category: Other Education Documents

Original File Name: High School Transcript original\_ Aye Nandar Htun.pdf

**Category:** Other Education Documents

Original File Name: I20 - Aye Nandar Htun.pdf

Category: I-20

Original File Name: 194 - Aye Nandar Htun .pdf

Category: I-94

Original File Name: Passport - Aye Nandar Htun.pdf

**Category:** Passport

Original File Name: Visa - Aye Nandar Htun.pdf

Category: Visa

Original File Name: NRC Notary - Aye Nandar Htun.pdf

Category: Other Identification

Original File Name: NRC Original - Aye Nandar Htun.pdf

**Category:** Other Identification

Original File Name: Birth Certificate Notary\_ Aye Nandar Htun.pdf

Category: Birth Records

Original File Name: Birth Certificate original\_ Aye Nandar Htun.pdf

Category: Birth Records

Original File Name: Family Member List Notary - Aye Nandar Htun.pdf

**Category:** Other Identification

Original File Name: Family Member List Original - Aye Nandar Htun.pdf

**Category:** Other Identification

Original File Name: 1962 Military Coup News Article.pdf

Category: News Article

Original File Name: 1988 Military Coup News Article.pdf

Category: News Article

Original File Name: 2021 Civil Disobedience Movement.pdf

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Original File Name: 2021 Protest Civil Movement.pdf

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Original File Name: BURMA Act 2021 Congress Paper.pdf

Category: News Article

Original File Name: Section 505 A News Article.pdf

Category: News Article

Original File Name: UN HUMAN RIGHT COMM REPORT.pdf

Category: News Article

#### Supplement B, Form I-589

## **Additional Information About Your Claim to Asylum**