

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

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

Applicant: Nilar Tun

Submission Date: 2024-05-01T23:54:53UTC

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: Tun 5. First Name: Nilar 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: 11120 CAIN HARVEST DR Apt. Number: City: AUSTIN State: TX ZIP Code: 78754-5978 Telephone Number: 929-867-7627
9. Mailing Address in the U.S. (if different than the address in Item Number 8) In Care of (if applicable): Telephone Number: 929-867-7627 Street Number and Name: 11120 CAIN HARVEST DR Apt. Number: City: AUSTIN State: TX ZIP Code: 78754-5978
10. Gender (Male, Female): Female 11. Marital Status (Single, Married, Divorced, Widowed): single 12. Date of Birth (mm/dd/yyyy): 05-26-1972 13. City and Country of Birth: City: Pyin Oo Lwin Country: MMR 14. Present Nationality (Citizenship): MMR 15. Nationality at Birth: MMR 16. Race, Ethnic, or Tribal Group: Burmese 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): 04-23-2022

Last Left Your Country Other:

19.b. What is your current I-94 Number, if any?: 819047873A3

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: 03-21-2024

Place of Entry: NYC

Other Place of Entry:

Status: B2

Date Status Expires: 09-20-2024

Previous Entry Record(s):

20. What country issued your last passport or travel document?: MMR

21. Passport/Travel Document Number: MF639316

22. Expiration Date (mm/dd/yyyy): 01-27-2027

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):

<p>22. Is your spouse in Immigration Court proceedings?:</p> <p>23. If previously in the U.S., date of previous arrival (mm/dd/yyyy):</p> <p>24. If in the U.S., is your spouse to be included in this application?:</p>
Your Children. List all of your children, regardless of age, location, or marital status.
<p>I have children: No</p> <p>Total number of children:</p>
Part A.III. Information About Your Background
<p>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.)</p>
<p>Number and Street, Line 1 (Provide if Available): 11 Bun Yu Alley, Samsen Nai, Phaya Thai</p> <p>Number and Street, Line 2 (Provide if Available): UD Tower Mansion B</p> <p>City/Town: Bangkok</p> <p>Department, Province, or State:</p> <p>State:</p> <p>Zip Code:</p> <p>Postal Code: 10400</p> <p>Country: THA</p> <p>Dates: From (Month): 04</p> <p>Dates: From (Year): 2022</p> <p>Dates: To (Month): 03</p> <p>Dates: To (Year): 2024</p>
<p>Number and Street, Line 1 (Provide if Available): No 1 , 5A/B Yin Htike Street ,</p> <p>Number and Street, Line 2 (Provide if Available): Thida Quarter</p> <p>City/Town: Kyimyindine</p> <p>Department, Province, or State: Yangon</p> <p>State:</p> <p>Zip Code:</p> <p>Postal Code: 11101</p> <p>Country: MMR</p> <p>Dates: From (Month):</p> <p>Dates: From (Year): 2013</p> <p>Dates: To (Month):</p> <p>Dates: To (Year): 2022</p>
2. Provide the following information about your residences during the past 5 years. List your present address first.
<p>Number and Street, Line 1: 11120, CAIN HARVEST DR</p> <p>Number and Street, Line 2:</p> <p>City/Town: AUSTIN</p> <p>Department or Province:</p> <p>State: TX</p> <p>Postal Code:</p> <p>ZIP Code: 78754</p> <p>Country: USA</p> <p>Dates:From(Month): 03</p> <p>Dates:From(Year): 2024</p>

Dates:To(Month): Dates:To(Year):
Number and Street, Line 1: 11 Bun Yu Alley, Samsen Nai, Phaya Thai Number and Street, Line 2: UD Tower Mansion B City/Town: Bangkok Department or Province: State: Postal Code: 10400 ZIP Code: Country: THA Dates:From(Month): 04 Dates:From(Year): 2022 Dates:To(Month): 03 Dates:To(Year): 2024
Number and Street, Line 1: No 1 , 5A/B Yin Htike Street , Number and Street, Line 2: Thida Quarter City/Town: Kyimyindine Department or Province: Yangon State: Postal Code: 11101 ZIP Code: Country: MMR Dates:From(Month): Dates:From(Year): 2013 Dates:To(Month): Dates:To(Year): 2022
3. Provide the following information about your education, beginning with the most recent school that you attended.
Name of School: Yangon Institute of Economics Type of School: University Location (Address): Street Name and Number: Parami Rd Apt. No.: City: Hlaing State: ZIP Code: Province: Yangon Postal Code: 11052 Country: MMR Dates:From(Month): unknown Dates:From(Year): 2013 Dates:To(Month): unknown Dates:To(Year): 2015
Name of School: Mandalay University Type of School: University Location (Address):

<p>Street Name and Number: 73street and, 41st St</p> <p>Apt. No.:</p> <p>City: Aungmyaythazan</p> <p>State:</p> <p>ZIP Code:</p> <p>Province: Mandalay</p> <p>Postal Code: 05011</p> <p>Country: MMR</p> <p>Dates:From(Month): unknown</p> <p>Dates:From(Year): 1991</p> <p>Dates:To(Month): unknown</p> <p>Dates:To(Year): 1996</p>
<p>Name of School: BEHS.4</p> <p>Type of School: High School</p> <p>Location (Address):</p> <p>Street Name and Number: 24-25 St</p> <p>Apt. No.: 81-82 St</p> <p>City: Chanayethazan</p> <p>State:</p> <p>ZIP Code:</p> <p>Province: Mandalay</p> <p>Postal Code: 05023</p> <p>Country: MMR</p> <p>Dates:From(Month): unknown</p> <p>Dates:From(Year): 1977</p> <p>Dates:To(Month): unknown</p> <p>Dates:To(Year): 1991</p>
<p>4. Provide the following information about your employment during the past 5 years. List your present employment first.</p>
<p>Name and Address of Employer: The Nature United Co., Ltd</p> <p>Street Name and Number: No 1 5A/B Yin Htike Street Thida Quarter</p> <p>Apt. No.:</p> <p>City: Kyimyindine</p> <p>State:</p> <p>ZIP Code:</p> <p>Province: Yangon</p> <p>Postal Code: 11101</p> <p>Country: MMR</p> <p>Your Occupation: Managing Director</p> <p>Dates:From(Month): unknown</p> <p>Dates:From(Year): 2016</p> <p>Dates:To(Month): unknown</p> <p>Dates:To(Year): 2024</p>
<p>Name and Address of Employer: Asia General Electric Holding</p> <p>Street Name and Number: No. 89 Kanaung Min Thar Gyi Road</p> <p>Apt. No.: Industrial Zone1</p>

City: Hlaingthaya
State:
ZIP Code:
Province: Yangon
Postal Code: 11401
Country: MMR
Your Occupation: Head of Procurement
Dates:From(Month): unknown
Dates:From(Year): 2017
Dates:To(Month): unknown
Dates:To(Year): 2019

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: Hla
Last Name: Tun
Middle Name:
City/Town of Birth: Yangon
Country of Birth: MMR
Current Location:
Deceased: Yes

Relationship (Mother, Father, Sibling): Mother
First Name: HLA
Last Name: SHWE
Middle Name:
City/Town of Birth: Pyin Oo Lwin
Country of Birth: MMR
Current Location:
Deceased: Yes

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.: I have experienced significant harm and threats due to my political activism against the military regime in Myanmar, as have my close friends and colleagues. One notable incident occurred on January 4, 2022, when security forces raided my home. This raid was a direct result of my involvement in the Civil Disobedience Movement (CDM). During this incident, I was physically assaulted, detained, and subjected to torture over a period of two days. The perpetrators were police and military personnel acting under orders from the military-controlled government, aimed at suppressing opposition. I believe this harm occurred because my activities, including participation in protests and fundraising for the CDM, were seen as threats to the regimes power. These actions are part of a broader pattern of intimidation and violence aimed at silencing advocates of democracy and human rights in Myanmar, underscoring my well-founded fear of further persecution.

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 have a substantial fear of harm and mistreatment if I return to my home country, Myanmar. The harm I fear includes arrest, imprisonment, torture, and potentially even death. These fears are based on my previous experiences and the ongoing political climate in Myanmar. The perpetrators of these potential harms would likely be the police and military forces under the control of the current military regime. My involvement in political activities, particularly my role in the Civil Disobedience Movement and my public opposition to the military dictatorship, have already made me a target. This background, coupled with the military regime's track record of brutally suppressing dissent, leads me to believe that my return would result in severe persecution due to my political beliefs and actions. The regime's efforts to silence any opposition through intimidation, violence, and arbitrary detention make it clear that I would face significant risks if I were to 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 Myanmar, specifically due to my involvement in political activities opposing the military regime. In January 2022, during a police raid on my home, I was forcibly taken into custody under accusations of inciting dissent and supporting the Civil Disobedience Movement (CDM). During this detention, I was held in a police station where I was subjected to physical and psychological torture in an attempt to extract information about other activists and to intimidate me into ceasing my involvement in pro-democracy activities. The authorities accused me of undermining the state's security and stability through my active participation in organizing protests and raising funds for the movement. This incident is a direct result of the military government's policy to suppress any form of opposition, utilizing arrests and detentions as a means to instill fear among the populace and dismantle the networks supporting democratic resistance.

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 if I return to my home country, Myanmar, or any other country where I may be forcibly repatriated. My fear is based on past personal experiences and the known practices of the military-controlled government. I have already endured torture during a police raid on my home in early 2022, where I was physically assaulted, detained, and subjected to severe and repeated beatings over a two-day period. The nature of the torture I fear includes physical beatings, psychological abuse, and potentially life-threatening methods intended to extract information and suppress dissent. The perpetrators would

likely be the police and military personnel, acting under orders from the military regime. These actions would be inflicted because of my known opposition to the regime, my active participation in pro-democracy movements, and my role in supporting the Civil Disobedience Movement. The regime's systematic use of torture as a tool to intimidate and eliminate political opposition creates a legitimate and ongoing fear for my safety should I be returned.

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?: Yes

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: After leaving Myanmar, I traveled to Thailand and resided there temporarily before entering the United States. My stay in Thailand was intended as a temporary measure to escape immediate danger due to the ongoing crackdown by the Myanmar military regime. However, the threat to my safety extended even into Thailand, as the influence of the Myanmar government reached across borders, prompting me to seek a more secure refuge. Recognizing the limitations of my safety in Thailand and the potential for being forcibly sent back to Myanmar, I made the decision to travel to the United States, where I seek asylum and protection from persecution.

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: Nilar Tun

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: nilartun.usird.client@gmail.com

Signature Date: 05-01-2024

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_ Nilar Tun.pdf Category: Cover Letter
Original File Name: Statement_ Nilar Tun.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: I94.pdf Category: I-94
Original File Name: NRC Notary-Nilar Tun.pdf Category: Foreign Identification Documents
Original File Name: NRC Original-Nilar Tun.pdf Category: Foreign Identification Documents
Original File Name: Passport-Nilar Tun.jpg Category: Passport
Original File Name: USA VISA-Nilar Tun.jpg Category: Visa
Original File Name: Bachelor Degree Notary-Nilar Tun.pdf Category: Other Education Documents
Original File Name: Master Degree Notary-Nilar Tun.pdf Category: Other Education Documents
Original File Name: Family Member List Notary-Nilar Tun.pdf Category: Other Supporting Documents
Original File Name: Family Member List Original-Nilar Tun.pdf Category: Other Supporting Documents

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: Preparer Signed Document.pdf Category: Preparer Signature
Supplement B, Form I-589
Additional Information About Your Claim to Asylum