

Immigration law frequently changes. This sample document is not legal advice or a substitute for independent research, analysis, and investigation into local practices. This document may be jurisdiction-specific or reflect outdated practices or law. CLINIC does not vouch for the accuracy or substance of this document and it is intended rather for illustration.

NAME
Staff Attorney
[Organization/Firm Name]
[Organization/Firm Address]

NOT DETAINED

**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
UNITED STATES IMMIGRATION COURT
[CITY, STATE]**

-----X

In the Matter of

JOHN DOE,

A# 000-000-000

In removal proceedings.

-----X

Immigration Judge:

Next Hearing:

**JOINT MOTION TO TERMINATE REMOVAL PROCEEDINGS BASED
ON APPROVED I-360 SPECIAL IMMIGRANT JUVENILE STATUS PETITION**

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**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
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In the Matter of

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EXHIBIT LIST AND INDEX

A. Copy of I-360 Approval Notice, dated X

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**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
UNITED STATES IMMIGRATION COURT
[CITY, STATE]**

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In the Matter of

JOHN DOE,

A# 000-000-000

In removal proceedings.

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**JOINT MOTION TO TERMINATE REMOVAL PROCEEDINGS BASED
ON APPROVED I-360 SPECIAL IMMIGRANT JUVENILE STATUS PETITION**

The Respondent in the above-captioned matter, Mr. John Doe (hereinafter “John”), by and through his counsel, Attorney’s Name of [Organization/Firm Name], respectfully requests that his removal proceedings be terminated to permit him to file for adjustment of status with United States Citizenship and Immigration Services (“USCIS”) based on his approved Form I-360 Petition for Special Immigrant Juvenile Status (“SIJS”). The Department of Homeland Security (“DHS”) joins in this *Motion*.

Termination of proceedings against John is warranted based on DHS’ approval of his I-360 Petition for Special Immigrant Juvenile Status (“SIJS”) pursuant to section 101(a)(27)(J) of the Immigration and Nationality Act (“INA”). See Exhibit A: I-797C Approval Notice for I-360 Petition. SIJS is a form of protection for young people who have been abused, abandoned, and/or neglected by one or both of their parents, among other requirements. John has demonstrated to the X County Family Court that he meets all of the SIJS eligibility requirements, and has submitted the requisite court orders to USCIS with his I-360 Petition. USCIS approved that petition on DATE, 2016. He is therefore immediately eligible to file for adjustment of status.

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Further, while John remains in proceedings, he is not permitted to file for adjustment of status to Lawful Permanent Resident (LPR), despite the fact that “USCIS strongly encourages concurrent filing of both forms [SIJS and LPR petitions] in order to expedite” adjudication. USICS ASSOCIATE DIRECTOR FOR OPERATIONS WILLIAM YATES, FIELD GUIDANCE ON SPECIAL IMMIGRANT JUVENILE STATUS PETITIONS 3 (2004). A denial of John’s motion to terminate proceedings thus delays his access to crucial legal benefits that USCIS has determined he is eligible to receive. The Department of Homeland Security would suffer no prejudice should this motion be granted and has joined in moving this Court to terminate John’s proceedings.

Wherefore, John and the Department of Homeland Security respectfully and jointly move this Court to terminate removal proceedings without prejudice.

Respectfully submitted,

On behalf of
U.S. Immigration and Customs Enforcement,
U.S. Department of Homeland Security

On behalf of the respondent,

Deputy Chief Counsel

Counsel for Respondent

Date: _____

Date: _____

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**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
UNITED STATES IMMIGRATION COURT
[CITY, STATE]**

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In the Matter of

JOHN DOE,

A# 000-000-000

In removal proceedings.

-----X

ORDER OF THE IMMIGRATION JUDGE

Respondent, Mr. JOHN DOE, and the Department of Homeland Security jointly filed a Motion to Terminate Removal Proceedings warranted by the approval of his I-360 Petition for Special Immigrant Juvenile Status and pursuant to the Department of Homeland Security's policy providing for termination in such cases.

This Court, having considered the motion and the representations of counsel, is of the opinion and finds that the Motion should be granted. It is hereby ordered that removal proceedings against Mr. JOHN DOE are terminated without prejudice.

Date

United States Immigration Judge

Certificate of Service

This document was served by: Mail Personal Service

To: Alien Alien c/o Custodial Officer Alien's Atty/Rep DHS

Date: _____

By: Court Staff _____

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**UNITED STATES DEPARTMENT OF JUSTICE
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JOHN DOE
A# 000-000-000

PROOF OF SERVICE

I, __[Name]_, hereby certify that on _[DATE], 20XX_, a copy of the foregoing JOINT MOTION TO TERMINATE REMOVAL PROCEEDINGS BASED ON APPROVED I-360 SPECIAL IMMIGRANT JUVENILE STATUS PETITION and Proposed Order in triplicate was served via hand delivery to the Department of Homeland Security, Immigration and Customs Enforcement, Office of Chief Counsel at the following address:

Office of Chief Counsel
[ADDRESS]

Date

Signature