

Law Office of

Charles Medina

Immigration Judge Grants INA 212(h) Waiver - Client Had Two Theft-Related Convictions

Client entered the U.S. without inspection at a very young age. She has lived in the U.S. almost all her life.

In early 2010, she was convicted of petty theft and was sentenced to pay a fine. In late 2010, she was again convicted, this time for a theft-related offense for which she was sentenced to several days in jail and months of probation.

After Client was released from jail, Immigration and Customs Enforcement (ICE) initiated removal proceedings against her. In her removal proceedings, Client applied for adjustment of status under INA 245(i) based on her U.S. citizen husband's petition. She also applied for a waiver under INA 212(h) to eliminate the effects of her criminal convictions.

The Immigration Judge exercised favorable discretion and granted the adjustment and waiver applications after we presented all positive factors in Client's favor that showed she deserved a second chance after her past mistakes.

Please see the attachment(s) in the next page(s).

Disclaimer: This material is not intended to provide legal advice on any specific concern that the reader may have. The successful outcome of the case described above does not in any way guarantee a similar outcome in any specific legal matter concerning the reader. The reader should seek the advice of any counsel if he or she has a specific immigration problem.
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6281 Beach Blvd., Suite 325, Buena Park, CA 9062

Telephone: 714-786-6835 • Fax: 714-922-6136

Website: www.medinalawgroup.net • Email: charles@medinalawgroup.net

IMMIGRATION COURT
606 SOUTH OLIVE ST., 15TH FLOOR
LOS ANGELES, CA 90014

In the Matter of: [REDACTED]

Case No.: A [REDACTED]

Respondent

IN VENUE PROCEEDINGS

ORDER OF THE IMMIGRATION JUDGE

This is a summary of the oral decision entered on 8/1/2014.

This memorandum is solely for the convenience of the parties. If the proceedings should be appealed or reopened, the oral decision will become the official opinion in the case.

- The respondent was ordered removed from the United States to _____ or in the alternative to _____.
- Respondent's application for voluntary departure was denied and respondent was ordered removed to _____ or in the alternative to _____.
- Respondent's application for voluntary departure was granted until _____ upon posting a bond in the amount of \$ _____ with an alternative order of removal to _____.
- Respondent's application for:
 - Asylum was () granted () denied () withdrawn () other.
 - Withholding of removal was () granted () denied () withdrawn () other.
 - Respondent's application for [] withholding of removal [] deferral of removal under Article III of the Convention Against Torture was () granted () denied () withdrawn () other.
 - A Waiver under section _____ was () granted () denied () withdrawn () other.
 - Cancellation of removal under section 240A(a) was () granted () denied () withdrawn () other.
- Respondent's application for:
 - Cancellation under section 240A(b)(1) was () granted () denied () withdrawn () other. If granted, it was ordered that the respondent be issued all appropriate documents necessary to give effect to this order.
 - Cancellation under section 240A(b)(2) was () granted () denied () withdrawn () other. If granted, it was ordered that the respondent be issued all appropriate documents necessary to give effect to this order.
 - Adjustment of Status under section 245C was () granted () denied () withdrawn () other. If granted, it was ordered that respondent be issued all appropriate documents necessary to give effect to this order.
- Respondent's status was rescinded under section 246.
- Respondent is admitted to the United States as a _____ until _____.
- As a condition of admission, respondent is to post a \$ _____ bond.
- Respondent knowingly filed a frivolous asylum application after proper notice.
- Respondent was advised of the limitation on discretionary relief for failure to appear as ordered in the Immigration Judge's oral decision.
- Proceedings were terminated.
- Other: Respondent's application for 2/2(h) waiver
- Date: 8/1/14 (1-601) granted

Appeal waived Reserved : A / I / B
Appeal due by: _____

[REDACTED]
Immigration Judge

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL (M) PERSONAL SERVICE (P)
TO: [] ALIEN [] ALIEN c/o Custodial Officer [] ALIEN's ATT/REP [] DHS
DATE: 8/1/14 BY: COURT STAFF
Attachments [] EOIR-33 [] EOIR-28 [] Legal Services List [] Other Q6