[Attorney Name] NON-DETAINED

[Firm/Organization]

[Address]

[Phone]

**UNITED STATES DEPARTMENT OF JUSTICE**

**EXECUTIVE OFFICE FOR IMMIGRATION REVIEW**

**IMMIGRATION COURT**

**FORT SNELLING, MN**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 )

In the Matter of: )

 )

**CLIENT NAME** ) **File No.: A### ### ###**

 )

 )

In Removal Proceedings )

 )

**Immigration Judge [Judge Name] Next Hearing: None**

**UNOPPOSED MOTION TO TERMINATE**

**UNITED STATES DEPARTMENT OF JUSTICE**

**EXECUTIVE OFFICE FOR IMMIGRATION REVIEW**

**IMMIGRATION COURT**

**FORT SNELLING, MN**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 )

In the Matter of: )

 )

**CLIENT NAME** ) **File No.: A### ### ###**

 )

 )

In Removal Proceedings )

 )

**UNOPPOSED MOTION TO TERMINATE**

Respondent, [Client], by and through counsel and unopposed by the Office of Chief Counsel of the Department of Homeland Security (Department) move the Immigration Court to terminate the instant proceedings without prejudice.

Respondent now files this unopposed motion to terminate proceedings. As indicated in the attached email correspondence from the Department, the Department has reviewed the facts and circumstances of the case and determined that the continuation of proceedings is no longer in the best interest of the government because [INSERT HERE IF SPECIFIC REASON]. (Tab A). A request for termination in circumstances like this one is contemplated in the Code of Federal Regulations. 8 C.F.R. §§ 1239.2(c), 239.2(a)(7) and (c). Respondent also believes termination to be in their best interest. [INSERT REASON HERE. FOR EXAMPLE, “Respondent is now eligible to pursue adjustment of status based on his/her eligibility for a T-visa, which he/she filed on X/X/X (Tabs B & C)]. As such, the Respondent requests that the court terminate his/her removal proceedings [in order to pursue this alternative relief before the U.S. Citizenship and Immigration Service]. Notwithstanding any termination of these proceedings, [Client] acknowledges his/her obligation to timely notify the Department and Immigration Court of each change of address and new address, consistent with INA §265 and 8 C.F.R. §1003.15(d)(2).

The Respondent requests that the Immigration Judge grant this unopposed motion to terminate proceedings. Attached, for the Immigration Judge’s convenience, is a proposed order relating to this motion.

Respectfully submitted,

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_

[Attorney Name]

[EOIR #]

*Pro Bono Counsel for Respondent*

[Address Block]

**A00-000-000**

**LAST, First**

**EVIDENCE IN SUPPORT OF** **UNOPPOSED**

**MOTION TO TERMINATE PROCEEDINGS**

**TABLE OF CONTENTS**

|  |  |  |
| --- | --- | --- |
| **TAB** | **DOCUMENT** | **PAGE** |
| **A** | Email correspondence from [Name of Assistant Chief Counsel] confirming non-opposition to termination of proceedings, dated X | 1 |
| **B** | Copy of Proof of Mailing T-Visa Application, dated X | 2 |
| **C** | Copy of Complete T-Visa Application | 3 |

**United States Department of Justice**

**Executive Office for Immigration Review**

**Immigration Court**

**FORT SNELLING, MN**

In the Matter of: **NAME, A Number: ### ### ###**

**ORDER OF THE IMMIGRATION JUDGE**

Upon consideration of the Respondent’s Unopposed Motion to Terminate Proceedings, it is HEREBY ORDERED that the motion be **[ ]** **GRANTED** **[ ] DENIED** because:

* DHS does not oppose the motion.
* The respondent does not oppose the motion.
* A response to the motion has not been filed with the court.
* Good cause has been established for the motion.
* The court agrees with the reasons stated in the opposition to the motion.
* The motion is untimely per \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
* Other: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

Deadlines:

* The application(s) for relief must be filed by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
* The respondent must comply with DHS biometrics instructions by \_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

Date [Judge Name]

 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\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

In the Matter of: **[Client]**

A No.: **### ### ###**

**IF A PAPER FILE**

**PROOF OF SERVICE**

On \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, I, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, served a copy of this Unopposed Motion to Terminate Proceedings and any attached pages to Department of Homeland Security, Office of the Principal Legal Advisor at the following address:

1 Federal Drive

Suite 1800

Fort Snelling, MN 55111

by \_\_\_\_\_first class mail/hand delivery/FedEx\_\_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 (signature) (date)

**OR, IF AN ECAS/ELECTRONIC FILE**

On DATE, a copy of this Unopposed Motion to Terminate and any attached pages was automatically served on the Office of the Principle Legal Advisor at 1 Federal Drive, Suite 1800 Fort Snelling, MN 55111, by ECAS.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 (signature) (date)