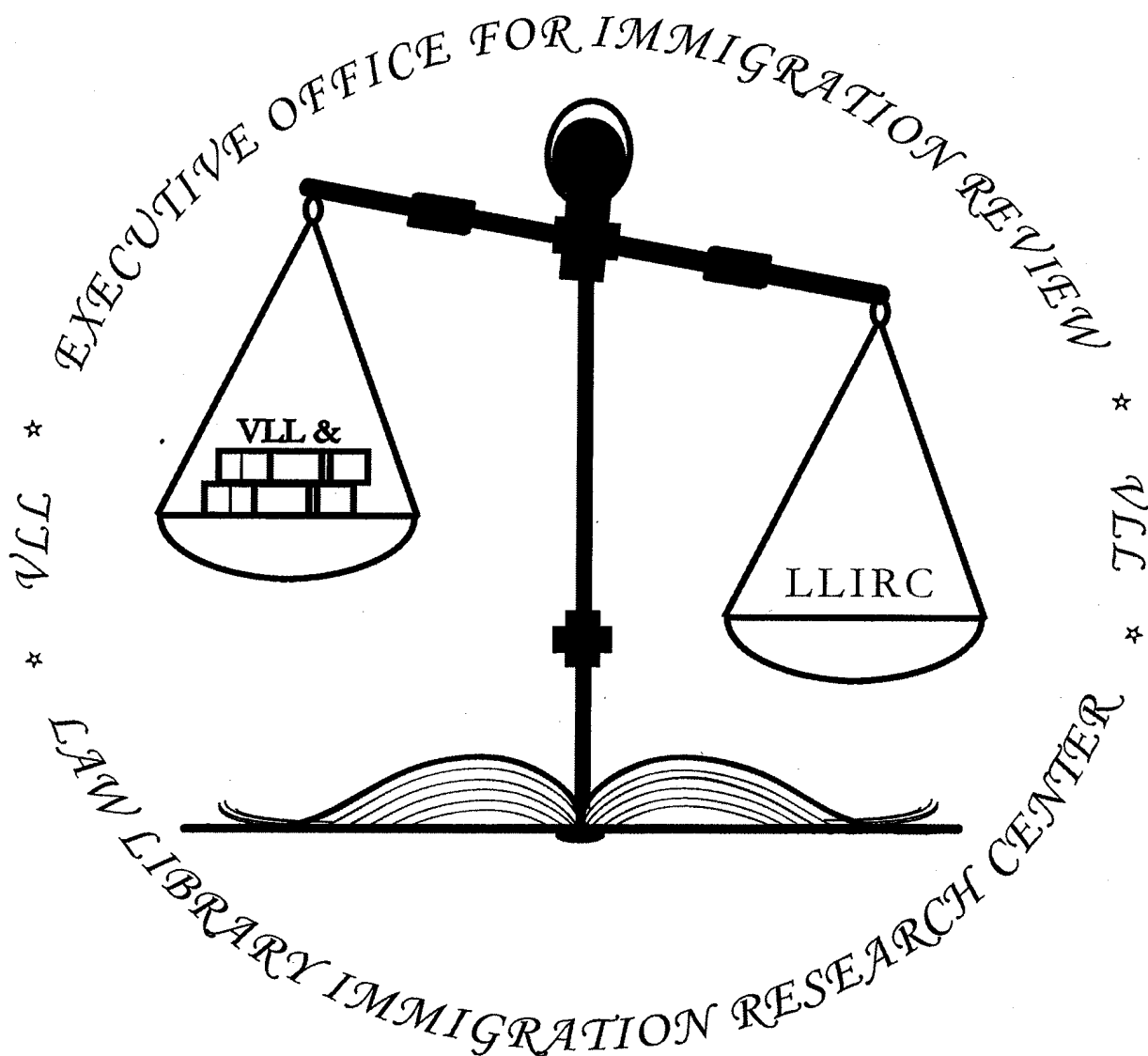


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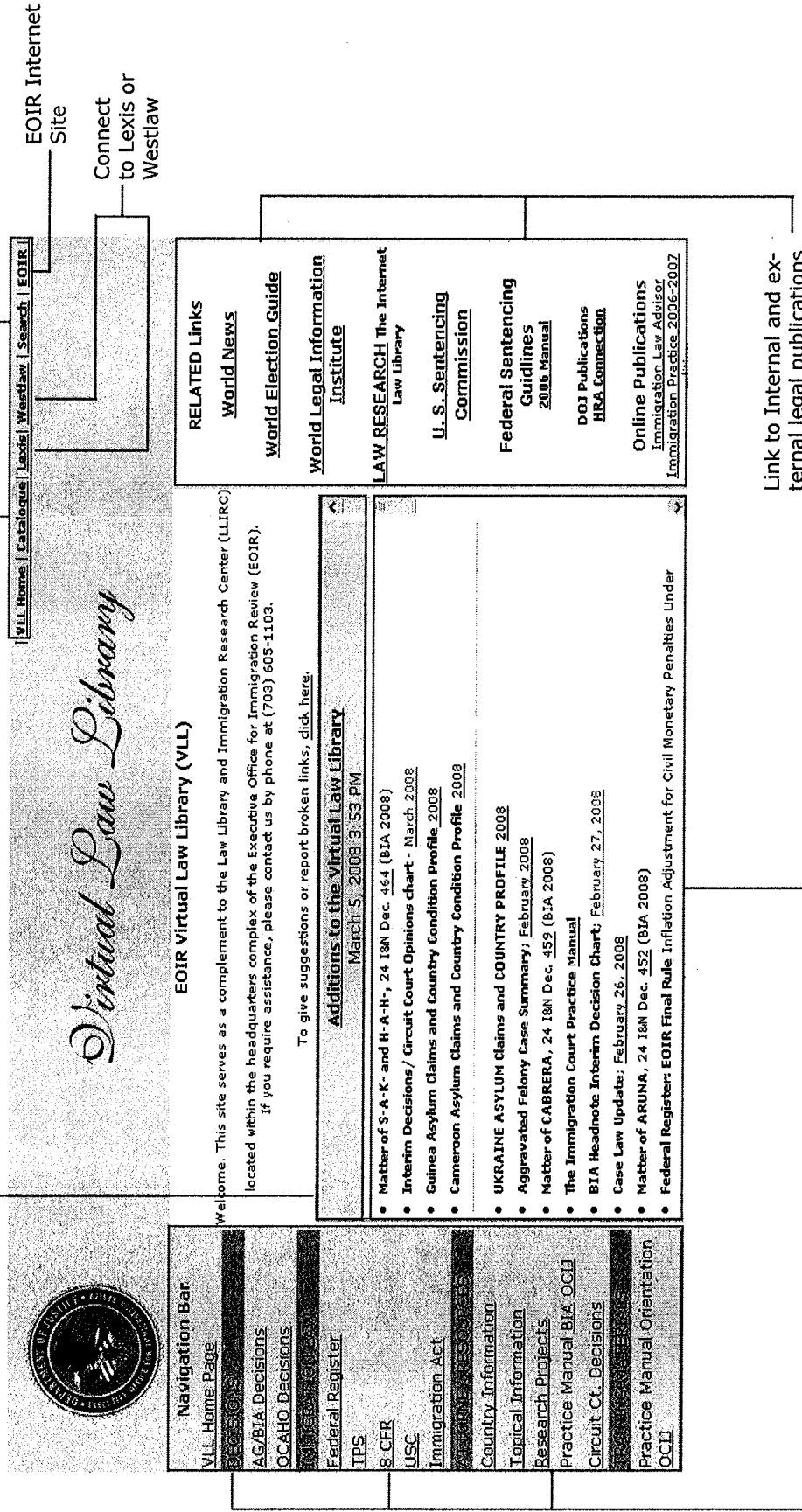
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Snapshot view of all daily and recent additions and updates listed in reverse chronological order.

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Welcome. This site serves as a complement to the Law Library and Immigration Research Center (LLIRC) located within the headquarters complex of the Executive Office for Immigration Review (EOIR). If you require assistance, please contact us by phone at (703) 605-1103.

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The VLL is a collection of immigration law and practice material collected from both EOIR and external sources. United States Government sources include: the Department of Justice, Department of State, Library of Congress, Central Intelligence Agency, and the U.S. Immigration and Citizenship Service.

Additional materials are included from European government agencies and other worldwide non-governmental agencies such as the United Nations High Commissioner for Refugees, Amnesty International, and Human Rights Watch.

New Additions to VLL

Instant notification of updates made to the entire site throughout the day. The newest update will be on top.

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EOIR Law Library and Immigration Research Center

Virtual Law Library and Catalogue Weekly Update

March 7, 2008

The following links are to information added this week to either the Virtual Law Library and Immigration Research Center Catalogue. This information was collected from a variety of sources and includes notices from the Federal Register, articles from well known news sources and updates to the country information page. In addition, links to the most recent Interpreter Releases, Case Law Updates, and Pending Legislation are included when updated.

Updates to the Online Catalogue

A summary of all updates made to the VLL that week. This update also spotlights a new book from the library's collection. In addition, this page features articles on country conditions, notification on upcoming elections and election results, and links to Interpreter Release and Immigration Briefing.

Related Links

External links to website with information on current legal and political affairs.



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Online publications:

Various legal journals available in full text.

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Immigration Law Advisor

February 2008 A Monthly Legal Publication of the Executive Office for Immigration Review Vol 2, No. 2

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BIA Precedent Decisions

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Volume 23 (3441 - 3540)

Volume 22 (3341 - 3440)

Volume 21 (3243 - 3340)

Volume 20 (3101 - 3242)

Volume 19 (2951 - 3100)

Volume 18 (2852 - 2950)

Volume 17 (2711 - 2851)

Volume 16 (2526 - 2710)

Volume 15 (2301 - 2525)

Volume 14 (2117 - 2300)

Volume 13 (1901 - 2116)

Volume 12 (1676 - 1900)

Volume 11 (1418 - 1675)

Volume 10 (938 - 1417)

Volume 09 (1088 - 1229)

Volume 08 (1 - 696)

***Cumulative Index Volume 16 - 23 (pdf format)**
***Cumulative Index Volume 1 - 15 (pdf format)**

- **BIA Indexed Decisions 2004**
- **BIA Indexed Decisions 1991 - 2003**
- **BIA Precedent Headnote Table Feb. 27, 2008**

1. Access to all decisions issued by the Board beginning in January 2004 2. BIA Precedent Decisions listed in reverse chronological order dating back to 1960 3. Topical indexes found in bound Administrative Decisions 4. Indexed Decisions 5. Charts organized by subject, heading, and volume number; designed to identify key BIA and Circuit Court holdings

Access the full text of the BIA Precedent Decision by clicking on the page number highlighted in the citation.

Volume 24 (continued, chronological order)		Headnote
Case Name and Citation	Link to Headnote	
S-A-K- and H-A-H-, 24 18M Dec. 352 (BIA 2008)	3502	S-A-K- and H-A-H-, #3502 A mother and daughter from Somalia who provided sufficient evidence of past persecution in the form of female genital mutilation with aggravated circumstances are eligible for a grant of asylum based on humanitarian grounds pursuant to 8 C.F.R. § 1208.13(b)(1)(ii)(A) (2007), regardless of whether they can establish a well-founded fear of future persecution. Matter of Chan, 20 18M Dec. 16 (BIA 1989), followed.
CABRERA, 24 18M Dec. 352 (BIA 2008)	3501	CABRERA, #3501 The imposition of costs and surcharges in the criminal sentencing context constitutes a form of "punishment" or "penalty" for purposes of establishing that an alien has suffered a "conviction" within the meaning of section 101(a)(49)(A) of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(49)(A) (2000).
ARUNA, 24 18M Dec. 352 (BIA 2008)	3500	ARUNA, #3500 Absent controlling precedent to the contrary, a State law misdemeanor offense of conspiracy to distribute marijuana qualifies as an "aggravated felony" under section 101(a)(43)(B) of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(43)(B) (2000), where its elements correspond to the elements of the
D-T-M-, 24 18M Dec. 349 (BIA 2008)	3522	
Kelly, 24 18M Dec. 346 (BIA 2008)	3523	
ANIFOWOSHE, 24 18M Dec. 342 (BIA 2008)	3522	
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MARTINEZ-ZAPATA, 24 18M Dec. 324 (BIA 2007)	3524	
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CARACHURI-ROSENDO, 24 18M Dec. 282 (BIA 2007)	3522	
Lemus, 24 18M Dec. 272 (BIA 2007)	3521	
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C-W-L-, 24 18M Dec. 245 (BIA 2007)	3523	
N-A-M-, 24 18M Dec. 226 (BIA 2007)	3528	
SINGH, 24 18M Dec. 231 (BIA 2007)	3527	
S-I-K-, 24 18M Dec. 221 (BIA 2007)	3528	
BABATSAKOV, 24 18M Dec. 206 (BIA 2007)	3523	
A-T-, 24 18M Dec. 206 (BIA 2007)	3524	

By selecting the Interim Decision number, its corresponding headnote is displayed at the top of the chart for quick review.

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1999	Jan	*Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	

A collection of immigration regulations, proposed and final rules, printed in the Federal Register. Applicable rules from the Department of Justice, Homeland Security, and the Department of State are arranged chronologically by year. The collection dates back to 1996. All documents are downloaded from the government printing office in PDF format and are appropriate for citation.

2008 Federal Register Notices		
Month	Date	Title
January, 2008	January 30, 2008	Privacy Act of 1974: Implementation of Exemptions;
	January 29, 2008	Minimum Standards for Driver's Licenses and Identification Cards;
	January 29, 2008	Statement of Organization, Functions, and Delegations of Authority;
	January 28, 2008	Sentencing Guidelines for United States Courts;
	January 23, 2008	Annual Update of the HHS Poverty Guidelines;
February, 2008	February 29, 2008	Visas: Documentation of immigrants Under the Immigration and Nationality Act, as ammended
	February 26, 2008	Inflation Adjustment for Civil Monetary Penalties Under Sections 274A, 274B, and 274C of the Immigration and Nationality Act
	February 20, 2008	In the Matter of the Amended Designations of Salafist Group for Call and Combat a.k.a. GSPC a.k.a. Le Groupe Salafiste Pour La Predication Et Le Combat a.k.a. Salafist Group for Preaching and Combat, as a Foreign Terrorist Organization Pursuant to Section 219 of the Immigration and Nationality Act and Pursuant to Section 1(b) of Executive Order 13224
	February 19, 2008	Administrative Process for Seizures and Forfeitures Under the Immigration and Nationality Act and Other Authorities
	February 11, 2008	Documentation of Immigrants Under the Immigration and Nationality Act, as Amended;
	February 4, 2008	Unexpected Urgent Refugee and Migration Needs Related to Africa and the Middle East
March, 2008		
April, 2008		

A sample of the 2008 Federal Register notices; click on highlighted date to access the full PDF.

Temporary Protected Status Notices



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Angola Bosnia-Herzegovina Burundi El Salvador Guinea-Bissau Honduras Liberia	Montserrat Nicaragua Province of Kosovo Rwanda Sierra Leone Somalia Sudan	
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Recent TPS Notices

Country	Date	Notice Description
Burundi	October 29, 2007	Termination of the Designation of Burundi for Temporary Protected Status; Automatic Extension of Employment Authorization Documentation for Burundi TPS Beneficiaries
Liberia	September 20, 2006	Termination of the Designation of Liberia for Temporary Protected Status; Automatic Extension of Employment Authorization Documentation for Liberia TPS Beneficiaries
El Salvador	August 21, 2007	Extension of the Designation of El Salvador for Temporary Protected Status; Automatic Extension of Employment Authorization Documentation for Salvadoran TPS Beneficiaries
Honduras	May 29, 2007	Extension of the Designation of Honduras for Temporary Protected Status; Automatic Extension of Employment Authorization Documentation for Honduran TPS Beneficiaries
Nicaragua	May 29, 2007	Extension of the Designation of Nicaragua for Temporary Protected Status; Automatic Extension of Employment Authorization Documentation for Nicaraguan TPS Beneficiaries

A collection of Federal Register Notices identifying countries that have been selected for temporary protected status. Each country since initial designation for Temporary Protected Status (TPS) is represented with a reverse chronological listing of notices. Each country list establishes a time line from designation through termination of status.

Select highlighted date to access the full PDF notice published in the Federal Register.

TPS Notices Listed by Country			
Country	Date	Title	
Angola	January 27, 2002	Termination of Designation of Angola Under the Temporary Protected Status Program	
	February 1, 2002	Extension of the Designation of Angola Under the Temporary Protected Status Program - Notice	
Bosnia-Herzegovina	April 5, 2001	Extension and Redesignation of Angola Under Temporary Protected Status Program - Notice	
	March 29, 2000	Designation of Bosnia-Herzegovina Under Temporary Protected Status Program - Notice	
	August 30, 2000	Termination of Bosnia-Herzegovina Under the Temporary Protected Status Program - Notice	
	August 11, 1999	Extension of Designation of Bosnia-Herzegovina Under Temporary Protected Status Program - Notice	
	August 24, 1998	Extension of Designation of Bosnia-Herzegovina Under Temporary Protected Status Program - Notice	
	August 1, 1997	Extension of Designation of Bosnia-Herzegovina Under Temporary Protected Status Program - Notice	
	July 29, 1996	Extension of Designation of Bosnia-Herzegovina Under Temporary Protected Status Program - Notice	
	July 31, 1995	Extension of Designation of Bosnia-Herzegovina Under Temporary Protected Status Program - Notice	
	October 29, 2007	Termination of the Designation of Burundi for Temporary Protected Status; Automatic Extension of Employment Authorization Documentation for Burundi TPS Beneficiaries	
	September 14, 2006	Extension of the Designation of Burundi for Temporary Protected Status; Automatic Extension of Employment Authorization Documentation for Burundi TPS Beneficiaries	
Burundi	September 2, 2005	DEPARTMENT OF HOMELAND SECURITY Extension of the Designation of Burundi for Temporary Protected Status; Extension of Employment Authorization Documentation for Eligible TPS Beneficiaries	
	October 7, 2004	Termination and Re-Designation of Burundi for Temporary Protected Status	
	September 3, 2003	Extension of the Designation of Burundi Under Temporary Protected Status Program	
	August 30, 2002	Extension of the Designation of Burundi Under the Temporary Protected Status Program	
	August 31, 2001	Extension of the Designation of Burundi Under the Temporary Protected Status Program - Notice	
	November 9, 2000	Extension of Designation of Burundi Under Temporary Protected Status Program - Notice	
	November 9, 1999	Extension of Designation of Burundi Under Temporary Protected Status Program - Notice	
	November 3, 1998	Extension of Designation of Burundi Under Temporary Protected Status Program - Notice	
	November 10, 1997	Designation of Burundi Under Temporary Protected Status Program - Correction	
	November 4, 1997	Designation of Burundi Under Temporary Protected Status Program	
El Salvador	August 21, 2007	Extension of the Designation of El Salvador for Temporary Protected Status; Automatic Extension of Employment Authorization Documentation for Salvadoran TPS Beneficiaries	
	June 15, 2006	Extension of the Designation of Temporary Protected Status for El Salvador ; Automatic Extension of Employment Authorization Documentation for El Salvadorian TPS Beneficiaries	
	February 23, 2006	The Department of Homeland Security has announced a decision to extend Temporary	

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Links to U.S. Government sources providing current law. Access to daily updated statutes and regulations.



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e-CFR

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Title 8 Aliens and Nationality	1	1	1-507 1001-1399	Department of Homeland Security Executive Office for Immigration Review, Department of Justice

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Immigration and Nationality Act

The Immigration and Nationality Act, or INA, was created in 1952. Before the INA, a variety of statutes governed immigration law but were not organized in one location. The McCarran-Walter bill of 1952, Public Law No. 82-414, collected and codified many existing provisions and reorganized the structure of immigration law. The Act has been amended many times over the years, but is still the basic body of immigration law.

The INA is divided into titles, chapters, and sections. Although it stands alone as a body of law, the Act is also contained in the United States Code (U.S.C.). The code is a collection of all the laws of the United States. It is arranged in fifty subject titles by general subject matter. Title 8 of the U.S. Code is part one of the fifty titles and deals with "Aliens and Nationality." When browsing the INA or other statutes you will often see reference to the U.S. Code citation. For example, Section 204 of the INA deals with asylum, and is also contained in 8 U.S.C. 1159. Although it is correct to refer to a specific section by either its INA citation or its U.S. Code, the INA citation is more commonly used.

Related Links:

- Public Laws Amending the INA

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The Country Information page is a centralized collection of government and non governmental organization reports, maps, and timelines.



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U.S. Department of State

US Citizenship and Immigration Services (USCIS)

Library of Congress-Congressional Research Service (CRS)

- [Chiefs of State and Cabinet Members of Foreign Governments](#)
- [World Fact Book](#)
- [Background Notes](#)
- [International Religious Freedom Report - 2007, 2006, 2005](#)
- [Country Reports on Human Rights Practices - 2006](#)
 - [Archive: 2005, 2004, 2003, 2002, 2001, 2000, 1999, 1998, 1997, 1996](#)
- [Profiles of Asylum Claims and Country Conditions - May 1998](#)
- [Profiles of Asylum Claims and Country Conditions - Jan 1995](#)
- [Resource Information Center - "RIC" Documents](#)
- [Afghanistan: Presidential and Parliamentary Elections - Mar 2005](#)
- [Afghanistan: Post-War Governance, Security, and U.S. Policy - Mar 2005](#)
- [Afghanistan: Assistance to Afghan Women - Jun 2004](#)

Non-Government Sources:

Country Maps

UK Home Office

BBC

Election Guide

Human Rights Watch

- [University of Texas at Austin - Map Collection](#)
- [Country Assessments - Apr. 2007; Oct 2006; Apr 2006; Oct 2005; Apr 2005; Oct 2004; Apr 2004; Oct 2003; Apr 2003](#)
- [Bulletins and Extended Bulletins](#)
- [OPERATIONAL GUIDANCE NOTE April 20, 2007](#)
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- [Blood-Stained Hands: Past Atrocities in Kabul and Afghanistan's Legacy of Impunity](#)
- [Killing You is a Very Easy Thing For Us: Human Rights Abuses in Southeast Afghanistan](#)
- [Fatally Flawed: Cluster Bombs and Their Use by the United States in Afghanistan](#)
- ["We Want to Live As Humans": Repression of Women and Girls in Western Afghanistan](#)

UK Home Office: Comparative human rights reports

Human Rights Watch: Full text publications on country conditions issued by the independent human rights advocacy group.

Comparative country studies for additional background information.

Country Profiles:

[Amnesty International](#)

[Freedom House](#)

[Reporters without Borders](#)

[BBC](#)

[Human Rights Watch](#)

[US Committee of Refugees](#)

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• Convention Against Torture • Criminal • Intelligence Reform and Terrorism Prevention Act amendments to INA; red-lined/strikeout version of the relevant sections of the Immigration and Nationality Act as amended by IRTPA 2004, John Guendelsberger, Senior Counsel to the Chairman • Legal Immigration Family Equity (LIFE) Act • Medical Treatment Availability	• Racial Discrimination • Religious Freedom / Persecution • Religions Overview • Trafficking in Humans • Refugee Materials • Latin American Gangs

Compilation of resources on specific topics. Materials include legislation, Federal Register notices, books, reports, journal article, and various government and non-government publications.

Convention Against Torture

- [A Basic Guideline - \(Prepared by OCI\)](#)
- [Executive Order 13107 - Implementation of Human Rights Treaties](#)
- [Senate Executive Report, 101-30: Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment](#)
- [Section 2242\(b\) of the Foreign Affairs Reform and Restructuring Act of 1998 \(Pub. L. 105-277, Division G, Oct. 23, 1998\)](#)
- [H.R. 4309 - Torture Victims Relief Act of 1998](#)
- [PL 105-320 - Torture Victims Relief Act of 1998 - PDF version](#)
- [CRS Reports: U.N. Convention Against Torture \(CAT\) Overview and Application to Interrogation Techniques November 7, 2005](#)
- [Second Periodic Report of the United States of America to the Committee Against Torture, Submitted by the United States of America to the Committee Against Torture, May 5, 2003](#)
- [Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, O.A. res. 39/46, annex, 39 U.N. GAOR Supp. \(No. 53\) at 197, U.N. Doc. A/39/51 \(1984\), entered into force June 26, 1987](#)
- [Torture Victims Relief Act of 1998, Pub. L. No. 105-320, 112 Stat. 3016. \(Signed October 30, 1998\)](#)
- [Regulations Concerning the Convention Against Torture, 64 Fed. Reg. 8,476 \(1999\) \(Interim Rule\)](#)

- [Federal Register](#) Feb. 26, 1999 - Department of State: Implementation of Torture Convention in Extradition Cases - Final Rule
- [Federal Register](#) Feb. 19, 1999 - INS/EOIR: Regulation Concerning the Convention Against Torture - Interim Rule

LAW REVIEW ARTICLES - Available in Main EOIR Library

- 1. Kristen B. Rosati, *The United Nations Convention Against Torture: A Self-Executing Treaty that Prevents the Removal of Persons Ineligible for Asylum and Withholding of Removal*, 26 *Denv. J. Int'l L. & Poly* 533 (1998).
- 2. Daniel J. Steinbock, *Interpreting the Refugee Definition*, 45 *UCLA L. Rev.* 793 (1998)
- 3. Schneider Joss, *Toward a Morally Legitimate Reform of Refugee Law: The Use of Cultural Jurisprudence*, 11 *Narr. Hum. Rts. J.* 311 (1998)
- 4. Bill Frelick, *Refugee Rights: The New Frontier of Human Rights Protection*, 4 *Buff. Hum. Rts. L. Rev.* 261 (1998)
- 5. Colleen Thousen, *New Directions in Refugee Protection*, 22 *Fall Fletcher F. World Aff.* 89 (1998)
- 6. William M. Cohen, *Implementing the U.N. Torture Convention in U.S. Extradition Cases*, 26 *Denv. J. Int'l L. & Poly* 517 (1998)
- [Internet Link](#) - Center for Victims of Torture. The

United States Government Publications on Information About Religious Freedom

International Religious Freedom Act of 1998

US Commission on International Religious Freedom

[Homepage for US Commission on International Religious Freedom](#)

- [FAQs](#)
- [2007 Report Fall Saudi Arabia](#)
- [2007 Report](#)
- [2006 Report](#)
- [2005 Report](#)
- [2004 Report](#)
- [2003 Report](#)
- [2002 Report](#)
- [2001 Report - Addendum 5/14/01](#)
- [2000 Report](#)

U.S. Dept of State: Bureau of Democracy, Human Rights, and Labor

[Religious Freedom Homepage](#)

Countries of Particular Concern 2006 Under the International Religious Freedom Act

Burma - first designated a CPC in 1999
China - first designated a CPC in 1999
Cuba - first designated a CPC in 2004
Iran - first designated a CPC in 1999
North Korea - first designated a CPC in 2001
Saudi Arabia - first designated a CPC in 2004
Sudan - first designated a CPC in 1999
Uzbekistan - first designated a CPC in 2006

Information Religious Freedom Reports

- [Annual Rpt on Int'l Religious Freedom for 2007](#)
- ["Working Definition" of Anti-Semitism](#)
- [Annual Rpt on Int'l Religious Freedom for 2006](#)
- [Annual Rpt on Int'l Religious Freedom for 2005](#)
- [Report on Global Anti-Semitism](#)
- [Annual Rpt on Int'l Religious Freedom for 2004](#)
- [Annual Rpt on Int'l Religious Freedom for 2003](#)
- [Annual Rpt on Int'l Religious Freedom for 2002](#)
- [Annual Rpt on Int'l Religious Freedom for 2001](#)

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- Standard Language on Select Topics: Indexed with Supporting Materials [Table of Contents](#) July 2007
- Digest of 3rd Circuit Immigration Case Law since 1990; rev. [September 2006 word perfect](#)
- ALIENS IN THE UNITED STATES IMMIGRATION COURT: [Criminal Law Outline](#); 9th Circuit 2007 ed.
- Ninth Circuit Immigration Outline [Nov 2006](#)

Claire Hulse,
Tara Lundstrom,
Jacqueline Brown-Scott, and

Elizabeth Young, San Francisco Immigration Court.
Ilissa Gould, JLC York
Renae Hansell, JLC Baltimore
York/Baltimore Immigration Courts
HARRY L. GASTLEY;
Immigration Judge, Las Vegas Court

Derek C. Julius, Judicial Law Clerk
Authored by Cheri L. Ho
Updated by Michèle Hirzel
Office of Staff Attorneys

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ALIENS IN THE UNITED STATES IMMIGRATION COURT by HARRY L. GASTLEY¹

Chapter I	PAGE
Jurisdiction of the Court Generally	
Chapter II	
Jurisdiction of the Court over Criminal Aliens	
Chapter III	
Other Considerations Involving Criminal Aliens	

¹ The author is a United States Immigration Judge with the Las Vegas Immigration Court, Executive Office for Immigration Review (EOIR), U.S. Department of Justice. The views expressed herein are those of the author and do not necessarily represent positions of EOIR or the U.S. Department of Justice. The Court also wishes to acknowledge the invaluable assistance of Derek C. Julius, Judicial Law Clerk, who gave of his time and analysis in reviewing this outline.

AGGRAVATED FELONY CASE SUMMARY

By Immigration Judge Bertha A. Zuniga (San Antonio)

February 26, 2008
(Summary updated regularly)

DISCLAIMER: The summaries and cases provided herein are those of the author alone and do not represent a position or policy of the Immigration Court, Executive Office for Immigration Review or United States Department of Justice.

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Board of Immigration Appeals

Appeals and Motions Information

As part of the Board of Immigration Appeals' overall effort to enhance customer service, the Board has issued the three attached documents to provide basic information to persons involved in proceedings before the Board and to answer frequently asked questions about appeals and motions.

Update(s): Click [here](#) for an overview of the revisions to the BIA Practice Manual and Questions and Answers Regarding Proceedings. (Nov. 6, 2007)

Questions and Answers Regarding Proceedings

The answers to questions often asked by people with cases before the Board.

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Questions and Answers Regarding Oral Argument

Guides attorneys and representatives through the oral argument process.

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BIA Practice Manual

The Practice Manual guides attorneys and representatives on practice before the Board.

Practice Manual Quick Navigation

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For more information on viewing and downloading documents, click [here](#).

Published by the Board of Immigration Appeal. Procedures for practicing before the Board.



The Office of the Chief Immigration Judge

Immigration Court Practice Manual

A letter from David L. Neal, Chief Immigration Judge:

In 2006, the Attorney General instructed the Director of the Executive Office for Immigration Review, in consultation with the Immigration Judges, to issue a practice manual for the parties who appear before the Immigration Courts. This directive arose out of the public's desire for greater uniformity in Immigration Court procedures and a call for the Immigration Courts to implement their "best practices" nationwide.

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Published by the Office of the Chief Immigration Judge. Procedures for practicing before an Immigration Court.

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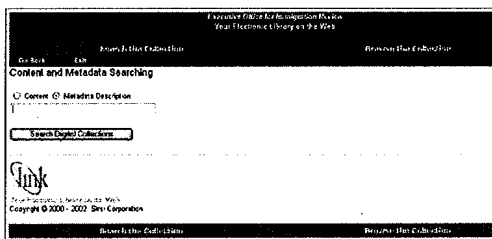
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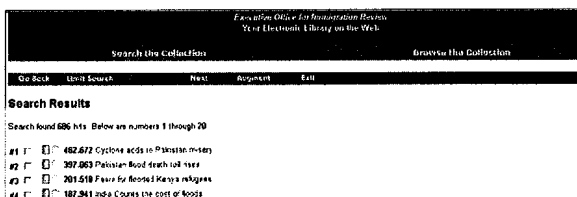
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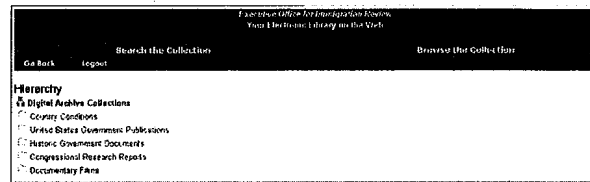
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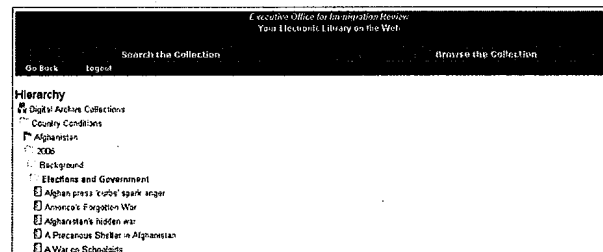


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Or access the library's collection of Congressional Research Service reports

