United States of America

DEPARTMENT OF JUSTICE IMMIGRATION AND NATURALIZATION SERVICE

April 22, 2002

CERTIFICATION

BY VIRTUE OF the authority vested in me by Title 8, Code of Federal Regulations, Part 103 a regulation issued by the Attorney General pursuant to Section 103 of the Immigration and Nationality Act,

I HEREBY CERTIFY that the annexed documents are originals, or copies thereof, from the records of the said Immigration and Naturalization Service, Department of Justice, relating to File No. A72 454 775, of which the Attorney General is the legal custodian by virtue of Section 103 of the Immigration and Nationality Act.

Richard Gottlieb

Officer in Charge

Charlotte, North Carolina

GOVERNMENT EXHIBIT

UNITED STATES DEPARTMENT OF JUSTICE IMMIGRATION AND NATURALIZATION SERVICE 26 FEDERAL PLAZA NEW YORK, NEW YORK 10278

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DECISION

Upon consideration, it is ordered that your petition to classify Military Out Fortunal as the spouse of a United States citizen be denied for the following reasons:

If you desire to appeal this decision, you may do so. Your notice of appeal must be filed within 30 days from the date of this notice. If no appeal is filed within the time allowed, this decision is finel. Appeal your case may be made to:

[X] Board of Immigration Appeals in Washington, D.C., on the enclosed Forms EOIR-29. (A fee of \$110.00 is required).

[] Commissioner on the enclosed Form I-290B. (A fee of 550.00 is required).

If an appeal is desired, the Notice of Appeal shall be executed and filed with this office, together with the required fee. A brief or other written statement in support of your appeal may be submitted with the Notice of Appeal.

Any question which you may have will be answered by the local immigration office nearest your residence, or at the address shown in the heading to this letter.

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ENC: (3) FORMS EOIR-29:

Sincerely yours,

Edward J. McElro District Director New York District

Certified Mail Return Receipt Requested

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DECESSION

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the documents submitted in support of your view petitica, to with string certificate and the following of the following to be transdulent.

If you destra to appear this decision you may do so. Your notice of appear must be filse dithin 10 days from the date of this notice. If no appear is filed within the time allowed, this decision is firely access your case may be made to:

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Sincerely yours.

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UNITED STATES DEPARTMENT OF JUSTICE Immigration and Naturalization Service 26 Federal Plaza New York, New York 10278

Mohamail YDUSSEF Hamboud File No: AMY 75 à 696

Six De Fre sword Ad Date: 8-6-96

Rienal My 11460

UECISION

Upon consideration, it is ordered that your <u>application for</u> status as a permanent resident be denied for the following reason:

SEE ATTACHED

You are granted to 9-6-96 to effect your departure from the United States voluntarily, without the institution of proceedings to enforce your departure. You must notify this office before that date on the enclosed card (Form T-438) of the arrangements you have made to depart from the United States. At the time of your departure from the United States, do not fail to surrender Form I-94. Arrival-Departure Record, in accordance with the instructions on that form.

If you fail to depart from the United States by the date specified, proceedings will be instituted to enforce your departure. You may renew your application for status as a permanent resident during such proceedings.

c: ·/

849 Sthway

Certified Mail Return Receipt Requested " 'Edward J. McElroy
District Director

New York District

werely yours,

Any Employment Authorization which you have been issued is hereby terminated.

The applicant has applied for the benefits of Section 245 of the Immigration and Nationality Act, as amended.

Section 245 of the Act provides in pertinent part:

(a) The status of an alien who was inspected and admitted or paroled into the United States may be adjusted by the Attorney General, in his discretion and under such regulations as he may prescribe, to that of an alien lawfully admitted for permanent residence if...(2) the alien is eligible to receive an immigrant visa and is admissible to the United States for permanent residence, and (3) an immigrant visa is immediately available to him at the time his application is filed.

Section 201 of the Act enumerates those aliens eligible to be issued immigrant visas or who may otherwise acquire the status of an alien lawfully admitted to the United States for permanent residence. The visa petition supporting the application for permanent residence has been denied. In the absence of any other indication that the applicant is entitled to any status as outlined in Section 201(a) and 201(b) of the Act, the applicant must be considered ineligible for the benefits of Section 245 of the Immigration and Nationality Act, as amended. Accordingly, this application must be and hereby is denied.

Any Employment Authorization which you have been issued is hereby terminated.

Certified Mail/Return Receipt Requested

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New York, New York 18270

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You are granted to FE-FE to effect your departure from the united States voluntarily, without the institution or proceedings to enforce your departure. You must notify this office before that date on the enclused data (Form I-408) in the strangements yis name date to depart from one United States. At the class of your depart three United States, do not fail to surrender form I-54. Artival-begarture Record, in accordance with the instructions on that form.

If you tast to depart thom one united stables () the date apendicts, proceedings will be instituted to enforce your departure. It was renew your applicantion for status as a permanent resident curing such proceedings.

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Any Employment Authorization which you have been issued is hereby terminated.

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