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**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON**

MIRIAM VELASCO DE GOMEZ, ELENA
GONZALEZ TAVIRA, CARLOS GONZALEZ
MARTINEZ, ALECIANA COSTA SOARES,
MANUEL ALVAREZ GARCIA,

Plaintiffs,

v.

U.S. CITIZENSHIP AND IMMIGRATION
SERVICES; UR JADDOU, DIRECTOR, U.S.
CITIZENSHIP AND IMMIGRATION SERVICES;
U.S. DEPARTMENT OF HOMELAND
SECURITY; ALEJANDRO MAYORKAS,
SECRETARY, U.S. DEPARTMENT OF
HOMELAND SECURITY,

Defendants.

No: 2:22-cv-368-TSZ

The Honorable Thomas S. Zilly

STIPULATION TO DISMISSAL

1 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the parties stipulate and agree
2 to the following:

- 3 1) U.S. Citizenship and Immigration Services (USCIS) will reopen the applications of
4 putative class members identified on the attached spreadsheet as provided by Plaintiff's
5 Counsel (Exhibit A) and adjudicate their applications under the newly issued policy
6 guidance on 8 U.S.C. § 1182(a)(9)(B);
7 2) USCIS will waive the I-290B motion to reopen filing fee for the listed putative class
8 members only;¹
9 3) Each party will bear their own costs, attorney fees, and expenses;
10 4) Dismiss this action with prejudice.

11
12
13 Date: August 10, 2022

Respectfully Submitted,

14 /s/Matt Adams (with consent)

MATT ADAMS

AARON KORTHUIS

LEILA KANG

NORTHWEST IMMIGRATION RIGHTS
PROJECT

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18 *Attorneys for Plaintiffs*

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23 _____
24 ¹ USCIS has posted public notice that it has issued new guidance on the policy at issue here and
25 invited individuals whose I-485 applications were previously denied only for returning to the
26 United States during the statutory three-year or 10-year period after departure or removal to file
27 untimely motions to reopen for a specified period of time. *See* ECF No. 33. Individuals who seek
28 reopening during this time who are not identified in Exhibit A will be required to pay the filing fee
associated with submitting Form I-290B, Notice of Appeal or Motion.

U.S. Department of Justice, Civil Division
Office of Immigration Litigation
P.O. Box 868, Ben Franklin Station
Washington, D.C. 20044
(202) 353-9369

1 Date: August 10, 2022

Respectfully Submitted,

2 BRIAN M. BOYNTON
3 Principal Deputy Assistant Attorney
4 General
5 Civil Division

6 WILLIAM C. PEACHEY
7 Director
8 Office of Immigration Litigation
9 District Court Section

10 JEFFREY S. ROBINS
11 Deputy Director

12 JAMES J. WALKER
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14 SEAN L. KING
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16 By: /s/ Kevin Hirst
17 KEVIN HIRST
18 Trial Attorney
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Attorneys for Defendants

26 IT IS SO ORDERED.

27 Dated:

28 _____
Hon. Thomas S. Zilly
U.S. District Court Senior Judge

STIPULATION TO DISMISSAL
Case No. 2:22-cv-368-TSZ

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