

HS Law Corp.
Otavio Haverroth Silva, SBN#343486
P.O. Box 90487
San Diego, CA 92169
(510) 241-9336

Non-Detained

UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
900 Market Street, Suite 504
Philadelphia, PA 19107

_____)	
In the Matter of)	
)	
Jose Paixao de Lima)	File No. A. 216-914-874
Arlete Cabral Teixeira)	File No. A. 216-914-875
Andrey Cabral de Lima)	File No. A. 216-914-876
)	
In Removal Proceedings)	
)	
_____)	

Immigration Judge: Fox, Melissa

Next Hearing Date: May 5, 2026, at 8:30 AM.

RESPONDENTS' MOTION TO CONTINUE

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RESPONDENTS' MOTION TO CONTINUE

The undersigned counsel hereby respectfully requests a continuance of the upcoming Master Hearing currently scheduled for May 5, 2026, and in support states the following:

1. Undersigned counsel was only recently retained to represent Respondents Jose Paixao de Lima, Arlete Cabral Teixeira, and Andrey Cabral de Lima in these proceedings.
2. Prior to undersigned counsel's involvement, Respondents were represented by prior counsel, Natalia Levko (Bar #5478177), who filed a Motion to Withdraw as Counsel on April 21, 2026, which remains pending before the Court.

3. A Notice of Entry of Appearance as Attorney or Representative (Form EOIR-28) was filed on April 24, 2026, and accepted by the Court on April 27, 2026. A Motion to Substitute of Counsel is being filed concurrently herewith on April 28, 2026.
4. Undersigned counsel has not yet had a sufficient opportunity to obtain, review, and analyze the full Record of Proceedings or the documents previously submitted on Respondents' behalf.
5. This matter involves three related removal proceedings being adjudicated jointly. Undersigned counsel requires additional time to review the complete record and supporting documents for each Respondent and to develop an appropriate case strategy.
6. Additional time is further warranted because a preliminary review of the Electronic Record of Proceedings has revealed a substantive discrepancy regarding the procedural posture of the previously filed Form I-589. Specifically, the Court's record identifies Jose Paixao de Lima (A 216-914-874) as the lead Respondent in these proceedings, while the Form I-589 submitted by prior counsel appears to list Arlete Cabral Teixeira (A 216-914-875) as the principal asylum applicant, with Jose Paixao de Lima (A 216-914-874) and Andrey Cabral de Lima (A 216-914-876) listed as derivative beneficiaries. This discrepancy is legally significant because it creates uncertainty as to whether each Respondent's eligibility for asylum, withholding of removal, and protection under the Convention Against Torture has been properly and independently preserved, particularly with respect to Andrey Cabral de Lima (A 216-914-876). Undersigned counsel must therefore review the full record, prior submissions, and supporting documentation to determine whether corrective action is necessary, including but not limited to amending the previously filed Form I-589, filing a separate application for relief, or

taking other steps to ensure that each Respondent's claims and rights are adequately protected.

7. Adequate time is necessary to evaluate these issues before any further substantive proceedings occur, as the issue appears to be substantial and may affect the proper presentation and preservation of Respondents' claims, rather than being merely clerical in nature.

Additional time will ensure that all filings and supporting evidence are submitted in a thorough and accurate manner, thereby promoting fairness and due process in these proceedings. This Motion is filed in good faith and not for the purpose of delay.

Under 8 C.F.R. § 1003.29, a continuance may be granted for good cause shown. Good cause exists here based on the recent entry of undersigned counsel, the need to review the complete Record of Proceedings and the documents previously submitted, the fact that three related proceedings are being adjudicated jointly, and the need to clarify the procedural posture of the previously filed Form I-589.

Respectfully,



Otavio Silva (Bar N. 343486)
Attorney at Law
P.O. Box 90487
San Diego, CA 92169
Counsel for Respondents

Jose Paixao de Lima
Arlete Cabral Teixeira
Andrey Cabral de Lima

File No. A. 216-914-874
File No. A. 216-914-875
File No. A. 216-914-876

Proof of Service

On this day, I, Otavio Haverroth Silva, served a copy of the following documents:

RESPONDENTS' MOTION TO CONTINUE

To the following:

<p>Office Location:</p> <p>Office of the Principal Legal Advisor Department of Homeland Security 900 Market Street, Suite 346 Philadelphia, PA 19107</p>	<p>Mailing Address:</p> <p>US Immigration and Customs Enforcement US Department of Homeland Security Office of the Principal Legal Advisor 900 Market Street, Suite 346 Philadelphia, PA 19107</p>
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by:

- Through the EOIR Courts and Appeals System (ECAS), which will automatically send service notification to both parties that a new document has been filed.



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