YOUSA
Law Firm

18 de Março de 2026

Sr João Vitor Pereira Figueiredo
401 Bermuda Drive, apt 5
San Mateo, CA, 94403

Prezado Sr. João Vitor Pereira Figueiredo,

Espero que esta carta encontre-o bem. Venho por meio desta, diante das tentativas infrutíferas de contato ao longo dos últimos meses e do não cumprimento por sua parte das obrigações contratuais, notificá-lo do encerramento da representação legal no seu caso, conforme regulamentos éticos e legais aplicáveis.

Desde Janeiro deste ano, tentamos contatá-lo diversas vezes por telefone, mensagens e cartas para tratar sobre o seu caso. Contudo, não obtivemos sucesso. Essa ausência de colaboração impossibilitou o andamento do processo e a prestação de serviços jurídicos adequados em seu nome.

Considerando esse contexto, não há alternativa senão o encerramento da representação no seu processo de asilo defensivo junto à Corte de Imigração de São Francisco.

Destaco que a comunicação e troca de informações entre o cliente e a equipe contratada é indispensável para o adequado exercício da representação profissional, sem a qual se verifica uma quebra de confiança na relação cliente-advogado. Diante dessa situação e da impossibilidade de manter uma comunicação eficaz para a devida continuidade do nosso trabalho, vejo-me obrigado a cessar a prestação dos serviços advocatícios em relação ao seu caso.

Por essa razão, notifico por meio desta o encerramento da representação, formalizando o término da nossa relação profissional.

Lembro que você possui uma **Master Hearing agendada para o dia 16/09/2027 às 13:30h, em 100 MONTGOMERY ST., SUITE 800, SAN FRANCISCO, CA 94104.**

É imprescindível que você compareça presencialmente no endereço, no dia e horário indicados.

Destaco ainda que, **se você não comparecer à audiência agendada, será expedida uma ordem de remoção em seu nome**.

De todo modo, é extremamente aconselhado que o senhor busque obter representação processual, para que o seu caso tramite da forma mais adequada possível.

Junto a essa carta, envio uma **cópia da íntegra do seu processo junto à Corte de Imigração**.

Permaneço disponível para fornecer informações adicionais sobre seu caso e orientações sobre os próximos passos, se necessário.

Agradeço pela compreensão e desejo sucesso nas próximas etapas.

Atenciosamente,

Otavio Haverroth Silva
Advogado SBN#343486
YOUSA Law Firm
P.O. Box 90487
San Diego, CA 92169

YOUSA
Law Firm

March 18, 2026

Mr. João Vitor Pereira Figueiredo

401 Bermuda Drive, apt 5
San Mateo, CA, 94403

Dear Mr. João Vitor Pereira Figueiredo,

I hope this letter finds you well. Due to unsuccessful attempts to contact you over the past few months and your failure to fulfill contractual obligations, I am writing to formally notify you of the termination of legal representation in your case, in accordance with applicable ethical and legal regulations.

Since January of this year, we have attempted to contact you numerous times via telephone, messages, and letters regarding your case. However, we have been unsuccessful. This lack of cooperation has made it impossible to proceed with the case and provide adequate legal services on your behalf.

Given this context, there is no alternative but to terminate representation in your defensive asylum proceedings before the San Francisco Immigration Court.

I must emphasize that communication and the exchange of information between the client and the contracted team are indispensable for the proper exercise of professional representation; without them, there is a breach of trust in the attorney-client relationship. In light of this situation and the impossibility of maintaining effective communication for the proper continuation of our work, I am compelled to cease providing legal services regarding your case.

For this reason, I hereby notify you of the withdrawal of representation, formalizing the end of our professional relationship.

Please be advised that you have a **Master Hearing scheduled for September 16, 2027, at 1:30 PM, at 100 MONTGOMERY ST., SUITE 800, SAN FRANCISCO, CA 94104.**

It is imperative that you appear in person at the indicated address on the specified date and time.

Furthermore, please be aware that **if you fail to appear at the scheduled hearing, an order of removal will be issued in your name.**

In any event, it is strongly advised that you seek new legal representation to ensure your case is handled as appropriately as possible.

Enclosed with this letter, I am sending a complete copy of your file regarding the proceedings before the Immigration Court.

I remain available to provide additional information about your case and guidance on the next steps, if necessary.

Thank you for your understanding, and I wish you success in the upcoming stages.

Sincerely,

Otavio Haverroth Silva
Attorney at law SBN#343486
YOUSA Law Firm
P.O. Box 90487
San Diego, CA 92169

UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
SAN FRANCISCO IMMIGRATION COURT

Respondent Name:
PEREIRA-FIGUEIREDO, JOAO VITOR

To:
Silva, Otavio Haverroth
5051 La Jolla BLVD
Suite 202
San Diego, CA 92109

A-Number:
240-406-322
Riders:
In Removal Proceedings
Initiated by the Department of Homeland Security
Date:
02/09/2026

ORDER OF THE IMMIGRATION JUDGE

☑ Respondent ☐ the Department of Homeland Security has filed a motion to terminate these proceedings, and the non-moving party was accorded notice and an opportunity to respond. The motion is ☑ opposed ☐ unopposed.

After considering the facts and circumstances, the immigration court orders that the motion to terminate is ☐ granted ☐ with ☐ without prejudice ☑ denied because:

☐ The Department of Homeland Security ☐ met ☐ did not meet its burden of proving by clear and convincing evidence that Respondent is removable as charged. 8 C.F.R. § 1240.8(a).

☑ Respondent ☐ met ☑ did not meet the burden of proving that Respondent is clearly and beyond a doubt entitled to admission to the United States and is not inadmissible as charged. 8 C.F.R. § 1240.8(b)-(c).

☑ Other.

☑ Further analysis/explanation:

Although the respondent's I-360 petition was recently approved, there are no visa numbers currently available and the ultimately likelihood of success on respondent's application for adjustment of status is speculative. Therefore, the Court does not find that termination of proceedings is appropriate.

Immigration Judge: NELSON, JULIE 02/09/2026

Appeal: Department of Homeland Security: ☐ waived ☐ reserved
Respondent: ☐ waived ☐ reserved

Appeal Due:

Certificate of Service

This document was served:

Via: [M] Mail | [P] Personal Service | [E] Electronic Service | [U] Address Unavailable

To: [ ] Alien | [ ] Alien c/o custodial officer | [E] Alien atty/rep. | [E] DHS

Respondent Name : PEREIRA-FIGUEIREDO, JOAO VITOR | A-Number : 240-406-322

Riders:

Date: 02/10/2026 By: Rosal, Emmanuel, Court Staff

Uploaded on: 02/03/2026 at 03:08:44 PM (Pacific Standard Time) Base City: SFR

DARYL T. EREMIN
Acting Chief Counsel
CRYSTAL DUNN
Deputy Chief Counsel
KARAMJOT K. GREWAL
Assistant Chief Counsel
Office of the Principal Legal Advisor, San Francisco
U.S. Immigration and Customs Enforcement
U.S. Department of Homeland Security
100 Montgomery Street, Suite 200
San Francisco, CA 94104

NON-DETAINED

UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
SAN FRANCISCO, CALIFORNIA

In the Matter of: **PEREIRA-FIGUEIREDO, Joao** In Removal Proceedings	File No. A240 406 322

Immigration Judge: TBD

Next Hearing Date: September 16, 2027

U.S. DEPARTMENT OF HOMELAND SECURITY OPPOSITION TO MOTION TO TERMINATE

Uploaded on: 02/03/2026 at 03:08:44 PM (Pacific Standard Time) Base City: SFR

The U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement (DHS), opposes the respondent's motion to terminate. The respondent asks that these proceedings be terminated as the beneficiary of an approved Form I-360 (Petition for Amerasian, Widow(er), or Special Immigrant), specifically as a Special Immigrant Juvenile (SIJ). For the reasons noted below, DHS requests that the respondent's motion to terminate be denied.

The U.S. Department of Justice final rule, *Efficient Case and Docket Management in Immigration Proceedings*, 89 Fed. Reg. 46,742 (May 29, 2024), effective July 29, 2024, made substantial changes expanding the authority of the immigration judges to dismiss or terminate the proceedings before them. The rule created 8 C.F.R. § 1003.18(d), which delineates the circumstances in which termination is mandatory or in which dismissal or termination is appropriate. This case is not subject to mandatory termination. *See* 8 C.F.R. § 1003.18(d)(1)(i)(2026). Pursuant to the regulations, immigration judges may, in the exercise of discretion, terminate a case upon the motion of a party where at least one of the requirements listed in 8 C.F.R. § 1003.18(d)(1)(ii)(A) through (F) is met. 8 C.F.R. §§ 1003.18(d)(1)(ii)(A)-(F). The immigration judge shall consider the reason termination is sought and the basis for any opposition to termination when adjudicating the motion to terminate. 8 C.F.R. § 1003.18(d)(1)(ii).

Although the respondent seeks termination based on an approved Form I-360, the respondent has not shown that he is prima facie eligible for adjustment of status through the adjudication of a Form I-485, Application to Register Permanent Residence or Adjust Status, by the United States Citizenship and Immigration Services (USCIS). *See* 8 C.F.R. § 1003.18(d)(1)(ii)(B) (permitting discretionary termination where "[t]he [alien] is prima facie eligible for naturalization, relief from removal, or lawful status; USCIS has jurisdiction to adjudicate the associated petition, application, or other action if the [alien] were not in proceedings;

EOIR – 2 of 5

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and the [alien] has filed the petition, application, or other action with USCIS"); USCIS Policy Manual, Vol. 7, Part F, Ch. 7, Sec. C (discussing the eligibility requirement to adjust to lawful permanent resident (LPR) status as an SIJ). An approved SIJ petition itself confers no legal immigration status. *See* INA 245(a)(2); 87 FR 13075 (noting that "SIJ is a 'classification'; an individual does not receive an actual 'status' until they become an LPR based on the underlying SIJ classification"). A SIJ visa is a fourth preference (EB-4) visa, which, as of February 2026, has a priority date of January 1, 2021. *See* U.S. Dep't of State, Bureau of Consular Affairs, Visa Bulletin February 2026, *available at* https://travel.state.gov/content/travel/en/legal/visa-law0/visa-bulletin/2026/visa-bulletin-for-february-2026.html. The respondent's priority date for his Form I-360 is March 14, 2025. A Form I-485 can only be filed when a visa number is immediately available to be adjudicated by USCIS, with limited exceptions. INA § 245(a), (h); 7 USCIS-PM F.7(C) (explaining that to adjust to LPR status as an SIJ, an applicant must, *inter alia*, have an immigrant visa immediately available when he or she files the adjustment of status application and at the time of final adjudication). Thus, because the respondent does not have a visa "immediately available," the respondent's eligibility for adjustment of status is speculative and remote.

To the extent the respondent cites to *Matter of Coronado Acevedo*, 28 I&N Dec. 648 (A.G. 2022), as a basis for dismissal or termination, *Coronado Acevedo* was issued pending the outcome of the rulemaking process addressing the authority of immigration judges and the Board of Immigration Appeals to terminate or administratively close removal proceedings; that rulemaking process is now complete.[1] *See Efficient Case and Docket Management in Immigration Proceedings*, 89 Fed. Reg. 46,742 (May 29, 2024), effective July 29, 2024.

[1] Moreover, the limited circumstances for dismissal or termination delineated in *Matter of Coronado Acevedo* are not applicable and the facts in this case are distinguishable from those in *Coronado Acevedo*. 28 I&N Dec. at 651-52.

EOIR – 3 of 5

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Considering the foregoing, as the respondent has failed to cite to any relevant authority under which termination is permissible, DHS respectfully moves the immigration judge to deny the respondent's motion to terminate.

Respectfully submitted on this Third day of February 2026.

KARAMJOT K GREWAL

Digitally signed by KARAMJOT K GREWAL
Date: 2026.02.03 15:05:44 -08'00'

Karamjot K. Grewal
Assistant Chief Counsel

Specifically, in *Coronado Acevedo*, DHS, with the alien's concurrence, sought dismissal of the alien's case because she had an approved visa petition, an immigrant visa was immediately available to her, and she was at least facially eligible for adjustment of status. *Coronado Acevedo*, 28 I&N Dec. at 648, 650. Here, DHS opposes termination as the respondent does not have an immigrant visa immediately available and is, therefore, statutorily ineligible for adjustment of status. INA § 245(a), (h); 7 USCIS-PM F.7(C).

EOIR – 4 of 5

Pereira-Figueiredo, Joao
A240 406 322

CERTIFICATE OF SERVICE

On February 3, 2026, I, ACC Grewal served a copy of this **U.S. Department of Homeland Security Opposition to Motion to Terminate** on Otavio Haverroth Silva:

HS Law Corp
P.O. Box 90487
San Diego, CA 92169

☐ by first-class mail, postage pre-paid.

☐ by first-class mail, postage pre-paid, by placing into my office's receptacle designated for official "out-going" first class mail.

☐ forwarding an electronic copy via e-mail to a DHS employee for printing, placement in an envelope addressed to the name and address indicated above, and placement in my office's receptacle designated for official "outgoing" regular U.S. mail.

☐ by personally delivering a true copy thereof to the person set forth above.

☐ by electronic service, with prior consent, at the following e-mail address:

☐ by eService pursuant to the Terms and Conditions agreed to between the parties.

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

KARAMJOT K GREWAL Digitally signed by KARAMJOT K GREWAL Date: 2026.02.03 15:05:13 -08'00'

(signature)

02/03/2026

(date)

Uploaded on: 02/03/2026 at 07:10:52 AM (Pacific Standard Time) Base City: SFR

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
100 Montgomery Street, Suite 800
San Francisco, CA 94104

In the Matter of	)	
Joao Vitor Pereira Figueiredo	)	**File No. A. 240-406-322**
In Removal Proceedings	)	

Immigration Judge: **George, Amber D** Next Hearing Date: **September 16, 2027 at 1:30 P.M.**

RESPONDENT'S MOTION TO TERMINATE

Uploaded on: 02/03/2026 at 07:10:52 AM (Pacific Standard Time) Base City: SFR

UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
100 Montgomery Street, Suite 800
San Francisco, CA 94104

In the Matter of	)	
Joao Vitor Pereira Figueiredo	)	**File No. A. 240-406-322**
In Removal Proceedings	)	

RESPONDENT'S MOTION TO TERMINATE

Respondent, Joao Vitor Pereira Figueiredo, through undersigned counsel, respectfully moves this Honorable Court to terminate removal proceedings. Termination is warranted because Respondent is a Special Immigrant Juvenile (SIJ) with an approved Form I-360 and intends to pursue lawful permanent residence with U.S. Citizenship and Immigration Services (USCIS) when an immigrant visa becomes available. In support, Respondent states:

1. USCIS approved Respondent's Form I-360, Petition for Amerasian, Widow(er), or Special Immigrant, thereby conferring him Special Immigrant Juvenile classification. *See* Exhibit 1 (I-360 Approval Notice).
2. USCIS's approval notice confirms Respondent's SIJS classification and provides a clear pathway for Respondent to pursue lawful permanent residence when an immigrant visa becomes available in the EB-4 (SIJ) category. Thus, Respondent has obtained a lawful status and a concrete path to permanent residence.
3. Termination serves the interests of justice and docket efficiency.

Immigration Judges shall exercise independent judgment and may take any action appropriate and necessary for the disposition of cases. *See* 8 C.F.R. § 1003.10(b). An IJ's

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order may direct removal, termination of the proceedings, or other proper disposition. *See* 8 C.F.R. § 1240.12(c).

The Attorney General in Matter of Coronado Acevedo, 28 I. & N. Dec. 648, 651–52 (Att'y Gen. 2022), recognized that IJs may terminate or dismiss proceedings, where appropriate, including where termination is necessary for a respondent to be eligible to seek immigration relief before USCIS, circumstances that squarely encompass SIJS youth seeking to adjust status with USCIS.

Respondent's approved SIJS demonstrates both humanitarian equities and a clear pathway to lawful permanent residence.

In this scenario, continued removal proceedings confer no practical adjudicative purpose and risk creating collateral consequences while Respondent awaits visa availability and pursues benefits before USCIS, as contemplated by *Coronado Acevedo*.

Termination will conserve judicial resources and will not prejudice DHS or this Court. Termination will allow Respondent to pursue deferred action as a matter of discretion while awaiting visa availability and to consequently pursue lawful permanent residence with USCIS.

WHEREFORE, we respectfully request that the Court **grant this motion and terminate the Respondent's removal proceedings with prejudice.** Alternatively, we move that the Court terminate these proceedings without prejudice.

Respectfully,

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

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Exhibit list

Exhibits:	Pages:
Exhibit 1	
Approval Notice of Form I-360	1

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Exhibit 1

Uploaded on: 02/03/2026 at 07:10:52 AM (Pacific Standard Time) Base City: SFR

THE UNITED STATES OF AMERICA

I-797 | NOTICE OF ACTION

DEPARTMENT OF HOMELAND SECURITY
U.S. CITIZENSHIP AND IMMIGRATION SERVICES

Receipt Number		Case Type
MSC2590426850		I360 - PETITION FOR AMERASIAN, WIDOWER, OR SPECIAL IMMIGRANT
Received Date 03/14/2025	**Priority Date** 03/14/2025	**Petitioner** A240 406 322 PEREIRA FIGUEIREDO, JOAO VITOR
Notice Date 08/04/2025	**Page** 1 of 1	**Beneficiary** A240 406 322 PEREIRA FIGUEIREDO, JOAO VITOR

HS LAW CORP
c/o OTAVIO HAVERROTH SILVA
P.O.BOX 90487
SAN DIEGO CA 92169

Notice Type: Approval Notice
Class: SL6
Section: Special Immigrant-Juvenile

The above petition has been approved.

The petition indicates that the person the petition is for is in the United States and will apply for adjustment of status. He or she should access the USCIS website at USCIS.gov/i-485 to obtain Form I-485, Application for Permanent Residence. A copy of this notice should be submitted with the application.

If the person for whom you are petitioning decides to apply for a visa outside the United States based on this petition, the petitioner should file Form I-824, Application for Action on an Approved Application or Petition, to request that we send the petition to the Department of State National Visa Center (NVC).

The NVC processes all approved immigrant visa petitions that require consular action. The NVC also determines which consular post is the appropriate consulate to complete visa processing. It will then forward the approved petition to that consulate.

The approval of this visa petition does not in itself grant any immigration status and does not guarantee that the alien beneficiary will subsequently be found to be eligible for a visa, for admission to the United States, or for an extension, change, or adjustment of status.

Please read the back of this form carefully for more information.

THIS NOTICE IS NOT A VISA AND MAY NOT BE USED IN PLACE OF A VISA.

NOTICE: Although this application/petition has been conditionally approved, USCIS and the U.S. Department of Homeland Security reserve the right to verify the information submitted in the application, petition, and/or supporting documentation to ensure conformity with applicable laws, rules, regulations, and other authorities. Methods used for verifying information may include, but are not limited to, the review of public information and records, contact by correspondence, the Internet, or telephone, and site inspections of businesses and residence. Information obtained during the course of verification will be used to determine whether final approval, revocation, rescission, and/or removal proceedings are appropriate.Applicants, petitioners, and the representatives of record will be provided an opportunity to address derogatory information before any formal proceedings is initiated.

Please see the additional information on the back. You will be notified separately about any other cases you filed.

USCIS encourages you to sign up for a USCIS online account. To learn more about creating an account and the benefits, go to https://www.uscis.gov/file-online.

National Benefits Center
U.S. CITIZENSHIP & IMMIGRATION SVC
P.O. Box 648003
Lee's SummitMO64002
USCIS Contact Center: www.uscis.gov/contactcenter

EOIR — 6 of 7

FORM I-797 [REV. 08/01/16]

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Joao Vitor Pereira Figueiredo **File No. A. 240-406-322**

Proof of Service

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

RESPONDENT'S MOTION TO TERMINATE

To the following:

Office Location:	**Mailing Address:**
Office of Chief Counsel Department of Homeland Security 100 Montgomery St, Suite 200 San Francisco, CA 94104	U.S. Immigration and Customs Enforcement U.S. Department of Homeland Security Office of the Chief Counsel P.O. Box 26449 San Francisco, CA 94126-6449

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.

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

UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
SAN FRANCISCO IMMIGRATION COURT

LEAD FILE: 240-406-322
IN REMOVAL PROCEEDINGS
DATE: Feb 20, 2025

TO: HS LAW
Silva, Otavio Haverroth
5051 La Jolla BLVD
Suite 202
San Diego, CA 92109

RE: 240-406-322 PEREIRA-FIGUEIREDO, JOAO VITOR

Notice of In-Person Hearing

Your case has been scheduled for a MASTER hearing before the immigration court on:

Date: Sep 16, 2027
Time: 1:30 P.M. PT
Court Address: 100 MONTGOMERY ST., SUITE 800
4TH FLOOR, COURTROOM 23, SAN FRANCISCO, CA 94104

Representation: You may be represented in these proceedings, at no expense to the Government, by an attorney or other representative of your choice who is authorized and qualified to represent persons before an immigration court. If you are represented, your attorney or representative must also appear at your hearing and be ready to proceed with your case. Enclosed and online at https://www.justice.gov/eoir/list-pro-bono-legal-service-providers is a list of free legal service providers who may be able to assist you.

Failure to Appear: If you fail to appear at your hearing and the Department of Homeland Security establishes by clear, unequivocal, and convincing evidence that written notice of your hearing was provided and that you are removable, you will be ordered removed from the United States. Exceptions to these rules are only for exceptional circumstances.

Change of Address: The court will send all correspondence, including hearing notices, to you based on the most recent contact information you have provided, and your immigration proceedings can go forward in your absence if you do not appear before the court. If your contact information is missing or is incorrect on the Notice to Appear, you must provide the immigration court with your updated contact information within five days of receipt of that notice so you do not miss important information. Each time your address, telephone number, or email address changes, you must inform the immigration court within five days. To update your contact information with the immigration court, you must complete a Form EOIR-33 either online at https://respondentaccess.eoir.justice.gov/en/ or by completing the enclosed paper form and mailing it to the immigration court listed above.

Internet-Based Hearings: If you are scheduled to have an internet-based hearing, you will appear by video or telephone. If you prefer to appear in person at the immigration court named above, you must file a motion for an in-person hearing with the immigration court at least fifteen days before the hearing date provided above. Additional information about internet-based hearings for each immigration court is available on EOIR's website at https://www.justice.gov/eoir/eoir-immigration-court-listing.

In-Person Hearings: If you are scheduled to have an in-person hearing, you will appear in person at the immigration court named above. If you prefer to appear remotely, you must file a motion for an internet-based hearing with the immigration court at least fifteen days before the hearing date provided above.

For information about your case, please call **1-800-898-7180** (toll-free) or **304-625-2050**.

The Certificate of Service on this document allows the immigration court to record delivery of this notice to you and to the Department of Homeland Security.

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY:MAIL[M] PERSONAL SERVICE[P] ELECTRONIC SERVICE[E]
TO: [m] Noncitizen | [ ] Noncitizen c/o Custodial Officer |
[e] Noncitizen ATT/REP | [e] DHS
DATE: 2/20/2025 BY: COURT STAFF mej
Attachments:[ ] EOIR-33 [ ] Appeal Packet [ ] Legal Services List [ ] Other NH

Use a smartphone's camera to scan the code on this page to read the notice online.

Usa la cámara de un teléfono inteligente para escanear el código de esta página y leer el aviso en línea.

Use a câmara do smartphone para digitalizar o código nesta página e ler o manual de instruções online.

使用智能手机摄像头扫描本页面的代码，即可在线阅读该通知。

ਨੋਟਿਸ ਨੂੰ ਔਨਲਾਈਨ ਪੜ੍ਹਨ ਲਈ ਇਸ ਪੰਨੇ 'ਤੇ ਕੋਡ ਨੂੰ ਸਕੈਨ ਕਰਨ ਲਈ ਸਮਾਰਟਫੋਨ ਦੇ ਕੈਮਰੇ ਦੀ ਵਰਤੋਂ ਕਰੋ।

অনলাইনে নোটিশ পড়ার জন্য এই পেজের কোডটি স্ক্যান করতে স্মার্টফোনের ক্যামেরা ব্যবহার করুন

सूचना अनलाइनमा पढ्न यस पृष्ठमा कोड स्क्यान गर्न स्मार्टफोनको क्यामेरा प्रयोग गर्नुहोस्।

Sèvi ak kamera yon telefòn entèlijan pou eskane kòd ki nan paj sa a pou li avi a sou entènèt.

استخدم كاميرا الهاتف الذكي لمسح الرمز الموجود في هذه الصفحة لقراءة الإشعار على الإنترنت

Чтобы прочитать уведомление онлайн, отсканируйте код на этой странице с помощью камеры вашего смартфона.

Utilisez l'appareil photo d'un téléphone intelligent pour scanner le code sur cette page afin de lire l'avis en ligne.

Uploaded on: 04/24/2024 at 11:58:55 AM (Pacific Daylight Time) Base City: SFR

U.S. Department of Justice

Executive Office for Immigration Review

Change of Address/Contact Information Form
Immigration Court

Instructions: To complete this form, fill out all blanks below, including proof of service, which certifies that you will provide a copy of this form to the Department of Homeland Security (DHS). After filling in the blanks and signing both the declaration and proof of service, you must submit the form electronically, in person, or by mail. If submitting electronically, file in Respondent Portal at https://respondentaccess.eoir.justice.gov. Attorneys and fully accredited representatives submitting this form electronically must file in Case Portal at https://portal.eoir.justice.gov. If submitting by mail, follow the mailing instructions on Page 2. You must submit a separate copy of this form for each individual who has a case pending in immigration court and whom the change of information affects.

You must file this form with the immigration court within five working days of the change to your contact information, or your receipt of a charging document (e.g., a Notice to Appear) with incorrect contact information. The immigration court will send all official correspondence (e.g., notices, decisions) to the address you provide. The immigration court will only make any change(s) to your contact information in EOIR's records upon receipt of this form; the immigration court will not change your contact information based on different information on pleadings, motions, or other communications with the court.

If you fail to appear at any hearing before an immigration judge when notice of that hearing or other official correspondence was served on you or sent to the address you provided, DHS may take you into custody. In addition, the immigration court may conduct your hearing in your absence and enter an order of removal, deportation, or exclusion against you. If the court enters such an order, you may be ineligible for certain forms of relief from removal under the Immigration and Nationality Act as follows:

- If you are in *removal* proceedings: You will be subject to an order of removal for a period of ten years after the date of entry of the final order. You may also become ineligible for voluntary departure, cancellation of removal, and adjustment of status or change of status.
- If you are in *deportation* proceedings: You will be subject to an order of deportation for a period of five years after the date of the entry of the final order. You may also become ineligible for voluntary departure, suspension of deportation or voluntary departure, and adjustment of status or change of status.
- If you are in *exclusion* proceedings: Your application for admission to the United States may be considered withdrawn.

Name – Last, First, Middle, Suffix (if applicable):	A-Number:
Pereira Figueiredo Joao Vitor	240-406-322

My FORMER address and phone number were:	My CURRENT address and phone number are:
"in care of" other person (if any)	"in care of" other person (if any)
3462 Edison St Number; Street; Apartment (if any)	401 Bermuda Drive Number; Street; Apartment (if any)
San Mateo, CA, 94403 City, State, and ZIP code; Country (if other than U.S.)	San Mateo, CA, 94403 City, State, and ZIP code; Country (if other than U.S.)
+1 (650) 703 7015 Phone Number (include country code if other than U.S.)	+1 (650) 703 7015 Phone Number (include country code if other than U.S.)
Email Address	Email Address

I declare under penalty of perjury, pursuant to 28 U.S.C. § 1746, that I am the person named above associated with the A-Number listed above, and that the information contained in this form is true and correct to the best of my knowledge.

SIGN HERE ➡ x João Vitor Pereira Figueiredo — Signature — 04/22/2024 — Date

PROOF OF SERVICE

I, Otavio Haverroth Silva (Name), provided a copy of this Change of Address Form on, 04/24/2024 (date) to the to the Office of the Principal Legal Advisor for DHS Immigration and Customs Enforcement-ICE at:

_____

(Indicate if electronic/email service, or in-person or mail service (provide Number and Street, City, State, ZIP Code))

By signing, I agree to provide a copy of this Change of Address Form to the Office of the Principal Legal Advisor for DHS Immigration and Customs Enforcement-ICE at the location I selected above. I understand that I can provide DHS with a copy either electronically through the DHS eService portal (register at https://eserviceregistration.ice.gov), or by mail or personal delivery.

☑ No service needed. I am an ECAS-registered user who filed through the ECAS Case Portal.

SIGN HERE ➡ x _____ Signature

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SERVICE INSTRUCTIONS

1. Provide a copy of the completed form to the DHS ICE Office of the Principal Legal Advisor (OPLA) per the method you specified in the PROOF OF SERVICE above. Copies provided electronically can be done through DHS ICE eService Portal, located at https://eserviceregistration.ice.gov. Addresses for DHS ICE OPLA Field Locations where copies can be mailed or delivered in-person are available online at https://www.ice.gov/contact/legal. Failure to comply with these requirements may result in EOIR rejecting the filing.
2. To mail the form to the immigration court, fold the page at the dotted lines marked "Fold Here" so that the address is visible. (**Important**: Ensure the address section is visible after you fold the page.)
3. Staple, or otherwise secure, the folded form along the open end marked "Fasten Here."
4. Place appropriate postage stamp in the area marked "Place Stamp Here."
5. Write your return address in the area marked "PUT YOUR ADDRESS HERE."
6. Mail the original form to the immigration court.

Fold Here

PUT YOUR ADDRESS HERE
401 Bermuda Drive
San Mateo, CA, 94403

Place Stamp Here

U.S. Department of Justice
Executive Office for Immigration Review
Immigration Court

100 Montgomery Street
Suite 800
San Francisco, CA 94104

Fold Here

Privacy Act Notice

The information on this form is required by 8 U.S.C. § 1229(a)(1)(F)(ii) and 8 C.F.R § l003.15(d)(2) in order to notify EOIR's immigration court of any change(s) of address or phone number. The information you provide is mandatory. Failure to provide the requested information limits the notification you will receive and may result in adverse consequences noted above. EOIR may share this information with others in accordance with approved routine uses described in EOIR's system of records notice EOIR–001, Records and Management Information System, and EOIR-003, Practitioner Complaint-Disciplinary Files.

Fasten Here

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Non-Detained

HS Law Corp
Otavio Haverroth Silva, SBN#343486
2443 Fillmore St #380-6120
San Francisco, CA 94115
(510) 241-9336

UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
100 Montgomery St., Suite 800
San Francisco, Ca 94104

In the Matter of	)	
João Vitor Pereira Figueiredo	)	**File No. A 240-406-322**
In Removal Proceedings	)	

Immigration Judge: Pierce, Curtis F. **Next Hearing: May 14, 2025, 01:30 pm**

RESPONDENT'S APPLICATION FOR ASYLUM AND WITHHOLDING OF REMOVAL – FORM I-589

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Department of Homeland Security
U.S. Citizenship and Immigration Services

U.S. Department of Justice
Executive Office for Immigration Review

I-589, Application for Asylum and for Withholding of Removal

START HERE - Type or print in black ink. See the instructions for information about eligibility and how to complete and file this application. There is no filing fee for this application.

NOTE: ☒ Check this box if you also want to apply for withholding of removal under the Convention Against Torture.

Part A.I. Information About You

1. Alien Registration Number(s) (A-Number) *(if any)*	**2.** U.S. Social Security Number *(if any)*	**3.** USCIS Online Account Number *(if any)*
240406322	N/A	N/A

4. Complete Last Name	**5.** First Name	**6.** Middle Name
Pereira Figueiredo	Joao Vitor	N/A

7. What other names have you used *(include maiden name and aliases)?*
N/A

8. Residence in the U.S. *(where you physically reside)*

Street Number and Name	Apt. Number
401 Bermuda Drive	5

City	State	Zip Code	Telephone Number
San Mateo	CA	94403	(650) 703-7015

(**NOTE:** *You must be residing in the United States to submit this form.*)

9. Mailing Address in the U.S. *(if different than the address in Item Number 8)*

In Care Of *(if applicable)*:	Telephone Number
N/A	(650) 703-7015
Street Number and Name	**Apt. Number**
N/A	N/A

City	State	Zip Code
N/A	N/A	N/A

10. Gender: ☒ Male ☐ Female

11. Marital Status: ☒ Single ☐ Married ☐ Divorced ☐ Widowed

12. Date of Birth *(mm/dd/yyyy)*	**13.** City and Country of Birth
03/17/2004	Cuiabá, Brazil

14. Present Nationality *(Citizenship)*	**15.** Nationality at Birth	**16.** Race, Ethnic, or Tribal Group	**17.** Religion
Brazilian	Brazilian	Latino	Evangelical

18. *Check the box, a through c, that applies:* **a.** ☐ I have never been in Immigration Court proceedings.
b. ☒ I am now in Immigration Court proceedings. **c.** ☐ I am **not** now in Immigration Court proceedings, but I have been in the past.

19. *Complete 19 a through c.*

a. When did you last leave your country? *(mm/dd/yyyy)* 05/02/2023 **b.** What is your current I-94 Number, if any? N/A

c. List each entry into the U.S. beginning with your most recent entry. *List date (mm/dd/yyyy), place, and your status for each entry. (Attach additional sheets as needed.)*

Date	Place	Status	Date Status Expires
05/02/2023	Lukeville,AZ	No Status Legal	N/A
N/A	N/A	N/A	
N/A	N/A	N/A	

20. What country issued your last passport or travel document?	**21.** Passport Number	**22.** Expiration Date *(mm/dd/yyyy)*
Brazil	GG230978	02/14/2033
	Travel Document Number GG230978	

23. What is your native language *(include dialect, if applicable)?*	**24.** Are you fluent in English?	**25.** What other languages do you speak fluently?
Português	☐ Yes ☒ No	N/A

For EOIR use only.	**For USCIS use only.**	**Action:**	**Decision:**
		Interview Date:	Approval Date:
		Asylum Officer ID No.:	Denial Date:
			Referral Date:

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Part A.II. Information About Your Spouse and Children

Your spouse ☒ I am not married. (Skip to **Your Children** below.)

1. Alien Registration Number (A-Number) *(if any)* N/A	**2.** Passport/ID Card Number *(if any)* N/A	**3.** Date of Birth *(mm/dd/yyyy)* N/A	**4.** U.S. Social Security Number *(if any)* N/A
5. Complete Last Name N/A	**6.** First Name N/A	**7.** Middle Name N/A	**8.** Other names used *(include maiden name and aliases)* N/A
9. Date of Marriage *(mm/dd/yyyy)* N/A	**10.** Place of Marriage N/A	**11.** City and Country of Birth N/A	
12. Nationality *(Citizenship)* N/A	**13.** Race, Ethnic, or Tribal Group N/A	**14.** Gender ☐ Male ☐ Female	
15. Is this person in the U.S.? ☐ Yes *(Complete Blocks 16 to 24.)* ☐ No *(Specify location)*: N/A			
16. Place of last entry into the U.S. N/A	**17.** Date of last entry into the U.S. *(mm/dd/yyyy)* N/A	**18.** I-94 Number *(if any)* N/A	**19.** Status when last admitted *(Visa type, if any)* N/A
20. What is your spouse's current status? N/A	**21.** What is the expiration date of his/her authorized stay, if any? *(mm/dd/yyyy)* N/A	**22.** Is your spouse in Immigration Court proceedings? ☐ Yes ☐ No	**23.** If previously in the U.S., date of previous arrival *(mm/dd/yyyy)* N/A
24. If in the U.S., is your spouse to be included in this application? *(Check the appropriate box.)* ☐ Yes ☐ No			

Your Children. List **all** of your children, regardless of age, location, or marital status.

☒ I do not have any children. *(Skip to Part A.III., Information about your background.)*

☐ I have children. Total number of children: 0.

(**NOTE:** *Use Form I-589 Supplement A or attach additional sheets of paper and documentation if you have more than four children.*)

1. Alien Registration Number (A-Number) *(if any)* N/A	**2.** Passport/ID Card Number *(if any)* N/A	**3.** Marital Status *(Married, Single, Divorced, Widowed)* N/A	**4.** U.S. Social Security Number *(if any)* N/A
5. Complete Last Name N/A	**6.** First Name N/A	**7.** Middle Name N/A	**8.** Date of Birth *(mm/dd/yyyy)* N/A
9. City and Country of Birth N/A	**10.** Nationality *(Citizenship)* N/A	**11.** Race, Ethnic, or Tribal Group N/A	**12.** Gender ☐ Male ☐ Female
13. Is this child in the U.S. ? ☐ Yes *(Complete Blocks 14 to 21.)* ☐ No *(Specify location)*: N/A			
14. Place of last entry into the U.S. N/A	**15.** Date of last entry into the U.S. *(mm/dd/yyyy)* N/A	**16.** I-94 Number *(if any)* N/A	**17.** Status when last admitted *(Visa type, if any)* N/A
18. What is your child's current status? N/A	**19.** What is the expiration date of his/her authorized stay, if any? *(mm/dd/yyyy)* N/A	**20.** Is your child in Immigration Court proceedings? ☐ Yes ☐ No	
21. If in the U.S., is this child to be included in this application? *(Check the appropriate box.)* ☐ Yes ☐ No			

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Part A.II. Information About Your Spouse and Children (Continued)

1. Alien Registration Number (A-Number) *(if any)*	2. Passport/ID Card Number *(if any)*	3. Marital Status *(Married, Single, Divorced, Widowed)*	4. U.S. Social Security Number *(if any)*
N/A	N/A	N/A	N/A
5. Complete Last Name	**6.** First Name	**7.** Middle Name	**8.** Date of Birth *(mm/dd/yyyy)*
N/A	N/A	N/A	N/A
9. City and Country of Birth	**10.** Nationality *(Citizenship)*	**11.** Race, Ethnic, or Tribal Group	**12.** Gender
N/A	N/A	N/A	☐ Male ☐ Female

13. Is this child in the U.S. ? ☐ Yes *(Complete Blocks 14 to 21.)* ☐ No *(Specify location)*: N/A

14. Place of last entry into the U.S.	15. Date of last entry into the U.S. *(mm/dd/yyyy)*	16. I-94 Number *(if any)*	17. Status when last admitted *(Visa type, if any)*
N/A	N/A	N/A	N/A

18. What is your child's current status?	19. What is the expiration date of his/her authorized stay, if any? *(mm/dd/yyyy)*	20. Is your child in Immigration Court proceedings?
N/A	N/A	☐ Yes ☐ No

21. If in the U.S., is this child to be included in this application? *(Check the appropriate box.)*

☐ Yes

☐ No

1. Alien Registration Number (A-Number) *(if any)*	2. Passport/ID Card Number *(if any)*	3. Marital Status *(Married, Single, Divorced, Widowed)*	4. U.S. Social Security Number *(if any)*
N/A	N/A	N/A	N/A
5. Complete Last Name	**6.** First Name	**7.** Middle Name	**8.** Date of Birth *(mm/dd/yyyy)*
N/A	N/A	N/A	N/A
9. City and Country of Birth	**10.** Nationality *(Citizenship)*	**11.** Race, Ethnic, or Tribal Group	**12.** Gender
N/A	N/A	N/A	☐ Male ☐ Female

13. Is this child in the U.S. ? ☐ Yes *(Complete Blocks 14 to 21.)* ☐ No *(Specify location)*: N/A

14. Place of last entry into the U.S.	15. Date of last entry into the U.S. *(mm/dd/yyyy)*	16. I-94 Number *(if any)*	17. Status when last admitted *(Visa type, if any)*
N/A	N/A	N/A	N/A

18. What is your child's current status?	19. What is the expiration date of his/her authorized stay, if any? *(mm/dd/yyyy)*	20. Is your child in Immigration Court proceedings?
N/A	N/A	☐ Yes ☐ No

21. If in the U.S., is this child to be included in this application? *(Check the appropriate box.)*

☐ Yes

☐ No

1. Alien Registration Number (A-Number) *(if any)*	2. Passport/ID Card Number *(if any)*	3. Marital Status *(Married, Single, Divorced, Widowed)*	4. U.S. Social Security Number *(if any)*
N/A	N/A	N/A	N/A
5. Complete Last Name	**6.** First Name	**7.** Middle Name	**8.** Date of Birth *(mm/dd/yyyy)*
N/A	N/A	N/A	N/A
9. City and Country of Birth	**10.** Nationality *(Citizenship)*	**11.** Race, Ethnic, or Tribal Group	**12.** Gender
N/A	N/A	N/A	☐ Male ☐ Female

13. Is this child in the U.S. ? ☐ Yes *(Complete Blocks 14 to 21.)* ☐ No *(Specify location)*: N/A

14. Place of last entry into the U.S.	15. Date of last entry into the U.S. *(mm/dd/yyyy)*	16. I-94 Number *(if any)*	17. Status when last admitted *(Visa type, if any)*
N/A	N/A	N/A	N/A

18. What is your child's current status?	19. What is the expiration date of his/her authorized stay, if any? *(mm/dd/yyyy)*	20. Is your child in Immigration Court proceedings?
N/A	N/A	☐ Yes ☐ No

21. If in the U.S., is this child to be included in this application? *(Check the appropriate box.)*

☐ Yes

☐ No

EOIR — 4 of 15

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Part A.III. Information About Your Background

1. List your last address where you lived before coming to the United States. If this is not the country where you fear persecution, also list the last address in the country where you fear persecution. *(List Address, City/Town, Department, Province, or State and Country.)*
*(**NOTE:** Use Form I-589 Supplement B, or additional sheets of paper, if necessary.)*

Number and Street *(Provide if available)*	City/Town	Department, Province, or State	Country	Dates From *(Mo/Yr)*	To *(Mo/Yr)*
2636 , Rua São Luís	Bursitis	Rondônia	Brazil	10/2022	04/2023
N/A	N/A	N/A	N/A	N/A	N/A

2. Provide the following information about your residences during the past 5 years. List your present address first.
*(**NOTE:** Use Form I-589 Supplement B, or additional sheets of paper, if necessary.)*

Number and Street	City/Town	Department, Province, or State	Country	Dates From *(Mo/Yr)*	To *(Mo/Yr)*
401 Bermuda Drive, Apt. 5	San Mateo	California	United States	03/2024	PRESENT
3462 Edison Street	San Mateo	California	United States	06/2023	03/2024
393 Laurie Meadows Drive	San Mateo	California	United States	05/2023	06/2023
2636 , Rua São Luís	Bursitis	Rondônia	Brazil	10/2022	04/2023
Rua Jaru	Bursitis	Rondônia	Brazil	09/2022	10/2022

3. Provide the following information about your education, beginning with the most recent school that you attended.
*(**NOTE:** Use Form I-589 Supplement B, or additional sheets of paper, if necessary.)*

Name of School	Type of School	Location *(Address)*	Attended From *(Mo/Yr)*	To *(Mo/Yr)*
Escola Estadual Pio Machado	High School	Acorinzal, Mato Grosso	02/2022	10/2022
Estadual Maria Miranda Araujo	High School	Colinza, Mato Grosso	01/2020	12/2021
EE Arnaldo Estevão Figueiredo	High School	Jangada, Mato Grosso	01/2019	12/2019
Maria do Carmo de Oliveira Rabelo	Elementary School	Rolim de Moura, Rondonia	01/2018	12/2018

4. Provide the following information about your employment during the past 5 years. List your present employment first.
*(**NOTE:** Use Form I-589 Supplement B, or additional sheets of paper, if necessary.)*

Name and Address of Employer	Your Occupation	Dates From *(Mo/Yr)*	To *(Mo/Yr)*
Buritis conveniência LTDA Av. Porto Velho 1666 , Rondonia	Employee	12/2022	01/2023
N/A	N/A	N/A	N/A
N/A	N/A	N/A	N/A

5. Provide the following information about your parents and siblings (brothers and sisters). Check the box if the person is deceased.
(**NOTE**: *Use Form I-589 Supplement B, or additional sheets of paper, if necessary.)*

Full Name	City/Town and Country of Birth	Current Location
Mother Jucilene Tonetta De Figueiredo	Juruena, Brazil	☐ Deceased Acorizal, Brazil
Father Aldemir Pereira Dos Santos	Mirassol d'Oeste, Brazil	☐ Deceased Colniza , Brazil
Sibling Emily Pereira Figueiredo	Cuiabá , Brazil	☐ Deceased Acorizal, Brazil
Sibling Pedro Miguel Tonetta Costa	Cuiabá , Brazil	☐ Deceased Acorizal, Brazil
Sibling Amanda Pereira Alves Dos Santos	Porto Velho , Brazil	☐ Deceased Colinza, Brazil
Sibling N/A	N/A	☐ Deceased N/A

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Part B. Information About Your Application

*(**NOTE:** Use Form I-589 Supplement B, or attach additional sheets of paper as needed to complete your responses to the questions contained in Part B.)*

When answering the following questions about your asylum or other protection claim (withholding of removal under 241(b)(3) of the INA or withholding of removal under the Convention Against Torture), you must provide a detailed and specific account of the basis of your claim to asylum or other protection. To the best of your ability, provide specific dates, places, and descriptions about each event or action described. You must attach documents evidencing the general conditions in the country from which you are seeking asylum or other protection and the specific facts on which you are relying to support your claim. If this documentation is unavailable or you are not providing this documentation with your application, explain why in your responses to the following questions.

Refer to Instructions, Part 1: Filing Instructions, Section II, "Basis of Eligibility," Parts A - D, Section V, Completing the Form," Part B, and Section VII, "Additional Evidence That You Should Submit," for more information on completing this section of the form.

1. Why are you applying for asylum or withholding of removal under section 241(b)(3) of the INA, or for withholding of removal under the Convention Against Torture? Check the appropriate box(es) below and then provide detailed answers to questions A and B below.

I am seeking asylum or withholding of removal based on:

- ☐ Race
- ☐ Religion
- ☐ Nationality
- ☒ Political opinion
- ☒ Membership in a particular social group
- ☒ Torture Convention

A. Have you, your family, or close friends or colleagues ever experienced harm or mistreatment or threats in the past by anyone?

☐ No ☒ Yes

If "Yes," explain in detail:
1. What happened;
2. When the harm or mistreatment or threats occurred;
3. Who caused the harm or mistreatment or threats; and
4. Why you believe the harm or mistreatment or threats occurred.

I will present a complete declaration about what I have endured prior to my individual hearing.

B. Do you fear harm or mistreatment if you return to your home country?

☐ No ☒ Yes

If "Yes," explain in detail:
1. What harm or mistreatment you fear;
2. Who you believe would harm or mistreat you; and
3. Why you believe you would or could be harmed or mistreated.

I will present a complete declaration prior to my individual hearing.

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Part B. Information About Your Application (Continued)

2. Have you or your family members ever been accused, charged, arrested, detained, interrogated, convicted and sentenced, or imprisoned in any country other than the United States (including for an immigration law violation)?

☐ No ☒ Yes

If "Yes," explain the circumstances and reasons for the action.

I am unaware of the reason, but I know that my father was imprisoned for years.

3.A. Have you or your family members ever belonged to or been associated with any organizations or groups in your home country, such as, but not limited to, a political party, student group, labor union, religious organization, military or paramilitary group, civil patrol, guerrilla organization, ethnic group, human rights group, or the press or media?

☒ No ☐ Yes

If "Yes," describe for each person the level of participation, any leadership or other positions held, and the length of time you or your family members were involved in each organization or activity.

N/A

3.B. Do you or your family members continue to participate in any way in these organizations or groups?

☒ No ☐ Yes

If "Yes," describe for each person your or your family members' current level of participation, any leadership or other positions currently held, and the length of time you or your family members have been involved in each organization or group.

N/A

4. Are you afraid of being subjected to torture in your home country or any other country to which you may be returned?

☐ No ☒ Yes

If "Yes," explain why you are afraid and describe the nature of torture you fear, by whom, and why it would be inflicted.

I will present a complete declaration about what I have endured prior to my individual hearing.

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Part C. Additional Information About Your Application

(**NOTE:** *Use Form I-589 Supplement B, or attach additional sheets of paper as needed to complete your responses to the questions contained in Part C.*)

1. Have you, your spouse, your child(ren), your parents or your siblings ever applied to the U.S. Government for refugee status, asylum, or withholding of removal?

☒ No ☐ Yes

If "Yes," explain the decision and what happened to any status you, your spouse, your child(ren), your parents, or your siblings received as a result of that decision. Indicate whether or not you were included in a parent or spouse's application. If so, include your parent or spouse's A-number in your response. If you have been denied asylum by an immigration judge or the Board of Immigration Appeals, describe any change(s) in conditions in your country or your own personal circumstances since the date of the denial that may affect your eligibility for asylum.

N/A

2.A. After leaving the country from which you are claiming asylum, did you or your spouse or child(ren) who are now in the United States travel through or reside in any other country before entering the United States?

☐ No ☒ Yes

2.B. Have you, your spouse, your child(ren), or other family members, such as your parents or siblings, ever applied for or received any lawful status in any country other than the one from which you are now claiming asylum?

☒ No ☐ Yes

If "Yes" to either or both questions (2A and/or 2B), provide for each person the following: the name of each country and the length of stay, the person's status while there, the reasons for leaving, whether or not the person is entitled to return for lawful residence purposes, and whether the person applied for refugee status or for asylum while there, and if not, why he or she did not do so.

Yes, I traveled through Mexico and El Salvador before coming to the United States, but I didn't stay, because it wasn't safe for me there, and the protection offered was insufficient. I will provide a complete declaration before my Individual Hearing.

3. Have you, your spouse or your child(ren) ever ordered, incited, assisted or otherwise participated in causing harm or suffering to any person because of his or her race, religion, nationality, membership in a particular social group or belief in a particular political opinion?

☒ No ☐ Yes

If "Yes," describe in detail each such incident and your own, your spouse's, or your child(ren)'s involvement.

N/A

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Part C. Additional Information About Your Application (Continued)

4. After you left the country where you were harmed or fear harm, did you return to that country?

☒ No ☐ Yes

If "Yes," describe in detail the circumstances of your visit(s) (for example, the date(s) of the trip(s), the purpose(s) of the trip(s), and the length of time you remained in that country for the visit(s).)

N/A

5. Are you filing this application more than 1 year after your last arrival in the United States?

☒ No ☐ Yes

If "Yes," explain why you did not file within the first year after you arrived. You must be prepared to explain at your interview or hearing why you did not file your asylum application within the first year after you arrived. For guidance in answering this question, see Instructions, Part 1: Filing Instructions, Section V. "Completing the Form," Part C.

N/A

6. Have you or any member of your family included in the application ever committed any crime and/or been arrested, charged, convicted, or sentenced for any crimes in the United States (including for an immigration law violation)?

☒ No ☐ Yes

If "Yes," for each instance, specify in your response: what occurred and the circumstances, dates, length of sentence received, location, the duration of the detention or imprisonment, reason(s) for the detention or conviction, any formal charges that were lodged against you or your relatives included in your application, and the reason(s) for release. Attach documents referring to these incidents, if they are available, or an explanation of why documents are not available.

N/A

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Part D. Your Signature

I certify, under penalty of perjury under the laws of the United States of America, that this application and the evidence submitted with it are all true and correct. Title 18, United States Code, Section 1546(a), provides in part: Whoever knowingly makes under oath, or as permitted under penalty of perjury under Section 1746 of Title 28, United States Code, knowingly subscribes as true, any false statement with respect to a material fact in any application, affidavit, or other document required by the immigration laws or regulations prescribed thereunder, or knowingly presents any such application, affidavit, or other document containing any such false statement or which fails to contain any reasonable basis in law or fact - shall be fined in accordance with this title or imprisoned for up to 25 years. I certify that I am physically present in the United States or seeking admission at a Port of Entry when I execute this application. I authorize the release of any information from my immigration record that U.S. Citizenship and Immigration Services (USCIS) needs to determine eligibility for the benefit I am seeking.

WARNING: **Applicants who are in the United States unlawfully are subject to removal if their asylum or withholding claims are not granted by an asylum officer or an immigration judge. Any information provided in completing this application may be used as a basis for the institution of, or as evidence in, removal proceedings even if the application is later withdrawn. Applicants determined to have knowingly made a frivolous application for asylum will be permanently ineligible for any benefits under the Immigration and Nationality Act. You may not avoid a frivolous finding simply because someone advised you to provide false information in your asylum application. If filing with USCIS, unexcused failure to appear for an appointment to provide biometrics (such as fingerprints) and your biographical information within the time allowed may result in an asylum officer dismissing your asylum application or referring it to an immigration judge. Failure without good cause to provide DHS with biometrics or other biographical information while in removal proceedings may result in your application being found abandoned by the immigration judge. See sections 208(d)(5)(A) and 208(d)(6) of the INA and 8 CFR sections 208.10, 1208.10, 208.20, 1003.47(d) and 1208.20.**

Print your complete name.	Write your name in your native alphabet.
Joao Vitor Pereira Figueiredo	

Did your spouse, parent, or child(ren) assist you in completing this application? ☒ No ☐ Yes *(If "Yes," list the name and relationship.)*

N/A	N/A	N/A	N/A
(Name)	*(Relationship)*	*(Name)*	*(Relationship)*

Did someone other than your spouse, parent, or child(ren) prepare this application? ☐ No ☒ Yes *(If "Yes,"complete Part E.)*

Asylum applicants may be represented by counsel. Have you been provided with a list of persons who may be available to assist you, at little or no cost, with your asylum claim? ☐ No ☒ Yes

Signature of Applicant *(The person in Part. A.I.)*

➡ [João Vitor Pereira Figueiredo] 04/23/2024

Sign your name so it all appears within the brackets — Date (mm/dd/yyyy)

Part E. Declaration of Person Preparing Form, if Other Than Applicant, Spouse, Parent, or Child

I declare that I have prepared this application at the request of the person named in Part D, that the responses provided are based on all information of which I have knowledge, or which was provided to me by the applicant, and that the completed application was read to the applicant in his or her native language or a language he or she understands for verification before he or she signed the application in my presence. I am aware that the knowing placement of false information on the Form I-589 may also subject me to civil penalties under 8 U.S.C. 1324c and/or criminal penalties under 18 U.S.C. 1546(a).

Signature of Preparer	Print Complete Name of Preparer
	Otavio Haverroth Silva

Daytime Telephone Number	Address of Preparer: Street Number and Name
(510) 2419336	2443 Fillmore St #380-6120

Apt. Number	City	State	Zip Code
N/A	San Francisco	CA	94115

To be completed by an attorney or accredited representative (if any).	☒ **Select this box if Form G-28 is attached.**	**Attorney State Bar Number** (if applicable)	**Attorney or Accredited Representative USCIS Online Account Number** (if any)
		343486	0 0 7 4 9 2 6 2 5 4 3 8

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Part F. To Be Completed at Asylum Interview, if Applicable

NOTE: *You will be asked to complete this part when you appear for examination before an asylum officer of the Department of Homeland Security, U.S. Citizenship and Immigration Services (USCIS).*

I swear (affirm) that I know the contents of this application that I am signing, including the attached documents and supplements, that they are ☐ all true or ☐ not all true to the best of my knowledge and that correction(s) numbered ____ to ____ were made by me or at my request. Furthermore, I am aware that if I am determined to have knowingly made a frivolous application for asylum I will be permanently ineligible for any benefits under the Immigration and Nationality Act, and that I may not avoid a frivolous finding simply because someone advised me to provide false information in my asylum application.

Signed and sworn to before me by the above named applicant on:

Signature of Applicant	Date *(mm/dd/yyyy)*
Write Your Name in Your Native Alphabet	Signature of Asylum Officer

Part G. To Be Completed at Removal Hearing, if Applicable

NOTE: *You will be asked to complete this Part when you appear before an immigration judge of the U.S. Department of Justice, Executive Office for Immigration Review (EOIR), for a hearing.*

I swear (affirm) that I know the contents of this application that I am signing, including the attached documents and supplements, that they are ☐ all true or ☐ not all true to the best of my knowledge and that correction(s) numbered ____ to ____ were made by me or at my request. Furthermore, I am aware that if I am determined to have knowingly made a frivolous application for asylum I will be permanently ineligible for any benefits under the Immigration and Nationality Act, and that I may not avoid a frivolous finding simply because someone advised me to provide false information in my asylum application.

Signed and sworn to before me by the above named applicant on:

Signature of Applicant	Date *(mm/dd/yyyy)*
Write Your Name in Your Native Alphabet	Signature of Immigration Judge

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A-Number *(If available)*	Date
240406322	04/23/2024
Applicant's Name	Applicant's Signature
Joao Vitor Pereira Figueiredo	João Vitor Pereira Figueiredo

List All of Your Children, Regardless of Age or Marital Status

(**NOTE:** *Use this form and attach additional pages and documentation as needed, if you have more than four children)*

1. Alien Registration Number (A-Number) *(if any)* N/A	**2.** Passport/ID Card Number *(if any)* N/A	**3.** Marital Status *(Married, Single, Divorced, Widowed)* N/A	**4.** U.S. Social Security Number *(if any)* N/A
5. Complete Last Name N/A	**6.** First Name N/A	**7.** Middle Name N/A	**8.** Date of Birth *(mm/dd/yyyy)* N/A
9. City and Country of Birth N/A	**10.** Nationality *(Citizenship)* N/A	**11.** Race, Ethnic, or Tribal Group N/A	**12.** Gender ☐ Male ☐ Female
13. Is this child in the U.S. ? ☐ Yes *(Complete Blocks 14 to 21.)* ☐ No *(Specify location)*: N/A			
14. Place of last entry into the U.S. N/A	**15.** Date of last entry into the U.S. *(mm/dd/yyyy)* N/A	**16.** I-94 Number *(If any)* N/A	**17.** Status when last admitted *(Visa type, if any)* N/A
18. What is your child's current status? N/A	**19.** What is the expiration date of his/her authorized stay, if any? *(mm/dd/yyyy)* N/A	**20.** Is your child in Immigration Court proceedings? ☐ Yes ☐ No	
21. If in the U.S., is this child to be included in this application? *(Check the appropriate box.)* ☐ Yes ☐ No			
1. Alien Registration Number (A-Number) *(if any)* N/A	**2.** Passport/ID Card Number *(if any)* N/A	**3.** Marital Status *(Married, Single, Divorced, Widowed)* N/A	**4.** U.S. Social Security Number *(if any)* N/A
5. Complete Last Name N/A	**6.** First Name N/A	**7.** Middle Name N/A	**8.** Date of Birth *(mm/dd/yyyy)* N/A
9. City and Country of Birth N/A	**10.** Nationality *(Citizenship)* N/A	**11.** Race, Ethnic, or Tribal Group N/A	**12.** Gender ☐ Male ☐ Female
13. Is this child in the U.S. ? ☐ Yes *(Complete Blocks 14 to 21.)* ☐ No *(Specify location)*: N/A			
14. Place of last entry into the U.S. N/A	**15.** Date of last entry into the U.S. *(mm/dd/yyyy)* N/A	**16.** I-94 Number *(If any)* N/A	**17.** Status when last admitted *(Visa type, if any)* N/A
18. What is your child's current status? N/A	**19.** What is the expiration date of his/her authorized stay, if any? *(mm/dd/yyyy)* N/A	**20.** Is your child in Immigration Court proceedings? ☐ Yes ☐ No	
21. If in the U.S., is this child to be included in this application? *(Check the appropriate box.)* ☐ Yes ☐ No			

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Additional Information About Your Claim to Asylum

A-Number *(if available)*	Date
240406322	04/23/2024
Applicant's Name Joao Vitor Pereira Figueiredo	Applicant's Signature João Vitor Pereira Figueiredo

NOTE: *Use this as a continuation page for any additional information requested. Copy and complete as needed.*

Part A.III.

Question 2

Rua 1, Quadra 1, Lote 36 - Acorizal - Mato Grosso - Brazil - 01/2022 - 09/2022

EOIR — 13 of 15

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Additional Information About Your Claim to Asylum

A-Number *(if available)*	Date
240406322	04/23/2024
Applicant's Name	Applicant's Signature
Joao Vitor Pereira Figueiredo	João Vitor Pereira Figueiredo

NOTE: *Use this as a continuation page for any additional information requested. Copy and complete as needed.*

Part A.III.

Question 3

EEFM Carlos Drummond de Andrade - Elementary School - Rolim de Moura/Rondônia - 01/2017 to 12/2017
EE Cleufa Hubner - Elementary School - Sinop/Mato Grosso - 01/2016 to 12/2016
EE Dom Antonio Campelo - Elementary School - Acorizal/Mato Grosso - 01/2014 to 12/2015
EMEB Amancio Ramos de Arruda - Acorizal/Mato Grosso - 01/2010 to 12/2013

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João Vitor Pereira Figueiredo **File No. A 240-406-322**

Proof of Service

On 04/23/2024 I, Otavio Haverroth Silva, served a copy of the following documents:

RESPONDENT'S APPLICATION FOR ASYLUM AND WITHHOLDING OF REMOVAL – FORM I-589

To the following:

Office Location:	**Mailing Address:**
Office of the Chief Counsel Department of Homeland Security 100 Montgomery St, Suite 200 San Francisco, CA 94104	U.S. Immigration and Customs Enforcement U.S. Department of Homeland Security Office of the Chief Counsel P.O. Box 26449 San Francisco, CA 94126 -6449

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.

Otavio Silva (Bar N. 343486)
Attorney at Law
2443 Fillmore St #380-6120
San Francisco, CA 94115
Counsel for Respondent

U.S. Department of Justice
Executive Office for Immigration Review
Immigration Court

OMB#1125-0006

Notice of Entry of Appearance as Attorney or Representative Before the Immigration Court

(Type or Print)
NAME AND ADDRESS OF REPRESENTED PARTY

Joao Vitor Pereira Figueiredo
(First) (Middle Initial) (Last)

3462 Edison St
(Number and Street) (Apt. No.)

San mateo CA 94403
(City) (State) (Zip Code)

ALIEN ("A") NUMBER
(Provide A-number of the party represented in this case.)
A240-406-322

Entry of appearance for
(please check one of the following):

- [ ] All proceedings
- [ ] Custody and bond proceedings only
- [x] All proceedings other than custody and bond proceedings

Attorney or Representative (please check one of the following):

- [x] I am an attorney eligible to practice law in, and a member in good standing of, the bar of the highest court(s) of the following states(s), possession(s), territory(ies), commonwealth(s), or the District of Columbia (use additional space on reverse side if necessary) and I am not subject to any order disbarring, suspending, enjoining, restraining or otherwise restricting me in the practice of law in any jurisdiction (if subject to such an order, do not check this box and explain on reverse).

Full Name of Court California **Bar Number (if applicable)** 343486

- [ ] I am a representative accredited to appear before the Executive Office for Immigration Review as defined in 8 C.F.R. § 1292.1(a)(4) with the following recognized organization:
- [ ] I am a law student or law graduate of an accredited U.S. law school as defined in 8 C.F.R. § 1292.1(a)(2).
- [ ] I am a reputable individual as defined in 8 C.F.R. § 1292.1(a)(3).
- [ ] I am an accredited foreign government official, as defined in 8 C.F.R. § 1291.1(a)(5), from _____ (country).
- [ ] I am a person who was authorized to practice on December 23, 1952, under 8 C.F.R. § 1292.1(b).

Attorney or Representative (please check one of the following):

- [x] I hereby enter my appearance as attorney or representative for, and at the request of, the party named above.
- [ ] EOIR has ordered the provision of a Qualified Representative for the party named above and I appear in that capacity.

I have read and understand the statements provided on the reverse side of this form that set forth the regulations and conditions governing appearances and representations before the Immigration Court. By signing this form, I consent to publication of my name and any findings of misconduct by EOIR, should I become subject to any public discipline by EOIR pursuant to the rules and procedures at 8 C.F.R. 1003.101 *et seq.* I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

SIGNATURE OF ATTORNEY OR REPRESENTATIVE	EOIR ID NUMBER	DATE
X //s//, OTAVIO SILVA	RR665872	01/25/2024

NAME OF ATTORNEY OR REPRESENTATIVE, ADDRESS, FAX & PHONE NUMBERS, & EMAIL ADDRESS

Name: Otavio H Silva
(First) (Middle Initial) (Last)

Address: 5051 La Jolla BLVD Suite 202
(Number and Street)

San Diego CA 92109
(City) (State) (Zip Code)

Telephone: 510-241-9336 Facsimile: _____ Email: otavio@legalhs.com

- [ ] Check here if new address

Indicate Type of Appearance:

☑ Primary Attorney/Representative ☐ Non-Primary Attorney/Representative

☐ On behalf of _____ (Attorney's Name) for the following hearing: _____ (Date)

I am providing pro bono representation. Check one: ☐ yes ☑ no

Proof of Service

I (Name) Otavio Silva mailed, emailed or delivered a copy of this Form EOIR-28 on (Date)_____ to the DHS (U.S. Immigration and Customs Enforcement – ICE) at _____

☑ No service needed. I electronically filed this document, and the opposing party is participating in ECAS.

X //s//, OTAVIO SILVA on 01/25/2024 02:21:28 PM

Signature of Person Serving

APPEARANCES - An attorney or Accredited Representative (with full accreditation) must register with the EOIR eRegistry in order to practice before the Immigration Court (see 8 C.F.R. § 1292.1(f)). Registration must be completed online on the EOIR website at www.justice.gov/eoir. An appearance shall be filed on a Form EOIR-28 by the attorney or representative appearing in each case before an Immigration Judge (see 8 C.F.R. § 1003.17). A Form EOIR-28 shall be filed either as an electronic form, or as a paper form, as appropriate (for further information, please see the Immigration Court Practice Manual, which is available on the EOIR website at www.justice.gov/eoir). The attorney or representative must check the box indicating whether the entry of appearance is for custody and bond proceedings only, for all proceedings other than custody and bond, or for all proceedings including custody and bond. When an appearance is made by a person acting in a representative capacity, his/her personal appearance or signature constitutes a representation that, under the provisions of 8 C.F.R. part 1003, he/she is authorized and qualified to represent individuals and will comply with the EOIR Rules of Professional Conduct in 8 C.F.R. § 1003.102. Thereafter, substitution or withdrawal may be permitted upon the approval of the Immigration Judge of a request by the attorney or representative of record in accordance with 8 C.F.R. § 1003.17(b). Please note that although separate appearances in custody and non-custody proceedings are permitted, appearances for limited purposes within those proceedings are not permitted. *See Matter of Velasquez*, 19 I&N Dec. 377, 384 (BIA 1986). A separate appearance form (Form EOIR-27) must be filed with an appeal to the Board of Immigration Appeals (see 8 C.F.R. § 1003.38(g)). Attorneys and Accredited Representatives (with full accreditation) must first update their address in eRegistry before filing a Form EOIR-28 that reflects a new address.

FREEDOM OF INFORMATION ACT - This form may not be used to request records under the Freedom of Information Act or the Privacy Act. The manner of requesting such records is in 28 C.F.R. §§ 16.1-16.11 and appendices. For further information about requesting records from EOIR under the Freedom of Information Act, see How to File a Freedom of Information Act (FOIA) Request With the Executive Office for Immigration Review, available on EOIR's website at http://www.justice.gov/eoir.

PRIVACY ACT NOTICE - The information requested on this form is authorized by 8 U.S.C. §§ 1229(a), 1362 and 8 C.F.R. § 1003.17 in order to enter an appearance to represent a party before the Immigration Court. The information you provide is mandatory and required to enter an appearance. Failure to provide the requested information will result in an inability to represent a party or receive notice of actions in a proceeding. EOIR may share this information with others in accordance with approved routine uses described in EOIR's system of records notice, EOIR-001, Records and Management Information System, 69 Fed. Reg. 26,179 (May 11, 2004), or its successors and EOIR-003, Practitioner Complaint-Disciplinary Files, 64 Fed. Reg. 49237 (September 1999). Furthermore, the submission of this form acknowledges that an attorney or representative will be subject to the disciplinary rules and procedures at 8 C.F.R. 1003.101*et seq.*, including, pursuant to 8 C.F.R. §§ 292.3(h)(3), 1003.108(c), publication of the name of the attorney or representative and findings of misconduct should the attorney or representative be subject to any public discipline by EOIR.

CASES BEFORE EOIR - Automated information about cases before EOIR is available by calling (800) 898-7180 or (240) 314-1500.

FURTHER INFORMATION - For further information, please see the *Immigration Court Practice Manual*, which is available on the EOIR website at *www.justice.gov/eoir*.

ADDITIONAL INFORMATION:

Under the Paperwork Reduction Act, a person is not required to respond to a collection of information unless it displays a valid OMB control number. We try to create forms and instructions that are accurate, can be easily understood, and which impose the least possible burden on you to provide us with information. The estimated average time to complete this form is six (6) minutes. If you have comments regarding the accuracy of this estimate, or suggestions for making this form simpler, you can write to the Executive Office for Immigration Review, Office of the General Counsel, 5107 Leesburg Pike, Suite 2600, Falls Church, Virginia 22041.

Additional Attorney Court Information

Full Name of Court	Bar Number (if applicable)

DEPARTMENT OF HOMELAND SECURITY

NOTICE TO APPEAR

In removal proceedings under section 240 of the Immigration and Nationality Act:

Subject ID:384736325 **FINS #:1337872422**
DOB: 03/17/2004

File No: A240 406 322
Event No:AJO2305000027

In the Matter of:

Respondent: JOAO VITOR PEREIRA-FIGUEIREDO currently residing at:

393 LAURIE MEADOWS DR APT 227 SAN MATEO, CALIFORNIA, 94403 +1 (650)-769-9297

(Number, street, city, state and ZIP code) (Area code and phone number)

☐ You are an arriving alien.

☒ You are an alien present in the United States who has not been admitted or paroled.

☐ You have been admitted to the United States, but are removable for the reasons stated below.

The Department of Homeland Security alleges that you:

1. You are not a citizen or national of the United States;
2. You are a native of BRAZIL and a citizen of BRAZIL ;
3. You arrived in the United States at or near LUKEVILLE, AZ , on or about May 2, 2023 ;
4. You were not then admitted or paroled after inspection by an Immigration Officer.

On the basis of the foregoing, it is charged that you are subject to removal from the United States pursuant to the following provision(s) of law:

212(a)(6)(A)(i) of the Immigration and Nationality Act, as amended, in that you are an alien present in the United States without being admitted or paroled, or who arrived in the United States at any time or place other than as designated by the Attorney General.

☐ This notice is being issued after an asylum officer has found that the respondent has demonstrated a credible fear of persecution or torture.

☐ Section 235(b)(1) order was vacated pursuant to: ☐ 8CFR 208.30 ☐ 8CFR 235.3(b)(5)(iv)

YOU ARE ORDERED to appear before an immigration judge of the United States Department of Justice at:

100 MONTGOMERY ST., SUITE 800 SAN FRANCISCO CA 94104

(Complete Address of Immigration Court, including Room Number, if any)

on May 14, 2025 *(Date)* at 01:30 PM *(Time)* to show why you should not be removed from the United States based on the charge(s) set forth above.

ELOY SALAZAR JR
ACTING PATROL AGENT IN CHARGE

ELOY SALAZAR JR
Date: 2023.05.05 13:21:48 -07:00
0829985264.CBP

(Signature and Title of Issuing Officer) (Sign in ink)

Date: May 05, 2023 Douglas, Arizona

(City and State)

EOIR — 1 of 3

Uploaded on: 6/15/2023 at 8:23:00 a.m. (Pacific Daylight Time) Base City: SFR

Notice to Respondent

Warning: Any statement you make may be used against you in removal proceedings.

Alien Registration: This copy of the Notice to Appear served upon you is evidence of your alien registration while you are in removal proceedings. You are required to carry it with you at all times.

Representation: If you so choose, you may be represented in this proceeding, at no expense to the Government, by an attorney or other individual authorized and qualified to represent persons before the Executive Office for Immigration Review, pursuant to 8 CFR 1003.16. Unless you so request, no hearing will be scheduled earlier than ten days from the date of this notice, to allow you sufficient time to secure counsel. A list of qualified attorneys and organizations who may be available to represent you at no cost will be provided with this notice.

Conduct of the hearing: At the time of your hearing, you should bring with you any affidavits or other documents that you desire to have considered in connection with your case. If you wish to have the testimony of any witnesses considered, you should arrange to have such witnesses present at the hearing. At your hearing you will be given the opportunity to admit or deny any or all of the allegations in the Notice to Appear, including that you are inadmissible or removable. You will have an opportunity to present evidence on your own behalf, to examine any evidence presented by the Government, to object, on proper legal grounds, to the receipt of evidence and to cross examine any witnesses presented by the Government. At the conclusion of your hearing, you have a right to appeal an adverse decision by the immigration judge. You will be advised by the immigration judge before whom you appear of any relief from removal for which you may appear eligible including the privilege of voluntary departure. You will be given a reasonable opportunity to make any such application to the immigration judge.

One-Year Asylum Application Deadline: If you believe you may be eligible for asylum, you must file a Form I-589, Application for Asylum and for Withholding of Removal. The Form I-589, Instructions, and information on where to file the Form can be found at **www.uscis.gov/i-589**. Failure to file the Form I-589 within one year of arrival may bar you from eligibility to apply for asylum pursuant to section 208(a)(2)(B) of the Immigration and Nationality Act.

Failure to appear: You are required to provide the Department of Homeland Security (DHS), in writing, with your full mailing address and telephone number. You must notify the Immigration Court and the DHS immediately by using Form EOIR-33 whenever you change your address or telephone number during the course of this proceeding. You will be provided with a copy of this form. Notices of hearing will be mailed to this address. If you do not submit Form EOIR-33 and do not otherwise provide an address at which you may be reached during proceedings, then the Government shall not be required to provide you with written notice of your hearing. If you fail to attend the hearing at the time and place designated on this notice, or any date and time later directed by the Immigration Court, a removal order may be made by the immigration judge in your absence, and you may be arrested and detained by the DHS.

Mandatory Duty to Surrender for Removal: If you become subject to a final order of removal, you must surrender for removal to your local DHS office, listed on the internet at **http://www.ice.gov/contact/ero**, as directed by the DHS and required by statute and regulation. Immigration regulations at 8 CFR 1241.1 define when the removal order becomes administratively final. If you are granted voluntary departure and fail to depart the United States as required, fail to post a bond in connection with voluntary departure, or fail to comply with any other condition or term in connection with voluntary departure, you must surrender for removal on the next business day thereafter. If you do not surrender for removal as required, you will be ineligible for all forms of discretionary relief for as long as you remain in the United States and for ten years after your departure or removal. This means you will be ineligible for asylum, cancellation of removal, voluntary departure, adjustment of status, change of nonimmigrant status, registry, and related waivers for this period. If you do not surrender for removal as required, you may also be criminally prosecuted under section 243 of the Immigration and Nationality Act.

U.S. Citizenship Claims: If you believe you are a United States citizen, please advise the DHS by calling the ICE Law Enforcement Support Center toll free at (855) 448-6903.

Sensitive locations: To the extent that an enforcement action leading to a removal proceeding was taken against Respondent at a location described in 8 U.S.C. § 1229(e)(1), such action complied with 8 U.S.C. § 1367.

Request for Prompt Hearing

To expedite a determination in my case, I request this Notice to Appear be filed with the Executive Office for Immigration Review as soon as possible. I waive my right to a 10-day period prior to appearing before an immigration judge and request my hearing be scheduled.

Before:

JOHN E BROOKS
Date: 2023.05.05 11:36:29 -07:00
0243342890.CBP

BORDER PATROL AGENT

(Signature and Title of Immigration Officer) (Sign in ink)

João Victor Rocha

(Signature of Respondent) (Sign in ink)

Date: 05/05/2023

Certificate of Service

This Notice To Appear was served on the respondent by me on May 05, 2023, in the following manner and in compliance with section 239(a)(1) of the Act.

☒ in person ☐ by certified mail, returned receipt # _____ requested ☐ by regular mail

☐ Attached is a credible fear worksheet.

☒ Attached is a list of organization and attorneys which provide free legal services.

The alien was provided oral notice in the SPANISH language of the time and place of his or her hearing and of the consequences of failure to appear as provided in section 240(b)(7) of the Act.

João Victor R.

(Signature of Respondent if Personally Served) (Sign in ink)

JOHN BROOKS, BORDER PATROL AGENT

JOHN E BROOKS
Date: 2023.05.05 11:36:33 -07:00
0243342890.CBP

(Signature and Title of officer) (Sign in ink)

EOIR — 2 of 3

Privacy Act Statement

Authority:
The Department of Homeland Security through U.S. Immigration and Customs Enforcement (ICE), U.S Customs and Border Protection (CBP), and U.S. Citizenship and Immigration Services (USCIS) are authorized to collect the information requested on this form pursuant to Sections 103, 237, 239, 240, and 290 of the Immigration and Nationality Act (INA), as amended (8 U.S.C. 1103, 1229, 1229a, and 1360), and the regulations issued pursuant thereto.

Purpose:
You are being asked to sign and date this Notice to Appear (NTA) as an acknowledgement of personal receipt of this notice. This notice, when filed with the U.S. Department of Justice's (DOJ) Executive Office for Immigration Review (EOIR), initiates removal proceedings. The NTA contains information regarding the nature of the proceedings against you, the legal authority under which proceedings are conducted, the acts or conduct alleged against you to be in violation of law, the charges against you, and the statutory provisions alleged to have been violated. The NTA also includes information about the conduct of the removal hearing, your right to representation at no expense to the government, the requirement to inform EOIR of any change in address, the consequences for failing to appear, and that generally, if you wish to apply for asylum, you must do so within one year of your arrival in the United States. If you choose to sign and date the NTA, that information will be used to confirm that you received it, and for recordkeeping.

Routine Uses:
For United States Citizens, Lawful Permanent Residents, or individuals whose records are covered by the Judicial Redress Act of 2015 (5 U.S.C. § 552a note), your information may be disclosed in accordance with the Privacy Act of 1974, 5 U.S.C. § 552a(b), including pursuant to the routine uses published in the following DHS systems of records notices (SORN): DHS/USCIS/ICE/CBP-001 Alien File, Index, and National File Tracking System of Records, DHS/USCIS-007 Benefit Information System, DHS/ICE-011 Criminal Arrest Records and Immigration Enforcement Records (CARIER), and DHS/ICE-003 General Counsel Electronic Management System (GEMS), and DHS/CBP-023 Border Patrol Enforcement Records (BPER). These SORNs can be viewed at https://www.dhs.gov/system-records-notices-sorns. When disclosed to the DOJ's EOIR for immigration proceedings, this information that is maintained and used by DOJ is covered by the following DOJ SORN: EOIR-001, Records and Management Information System, or any updated or successor SORN, which can be viewed at https://www.justice.gov/opcl/doj-systems-records. Further, your information may be disclosed pursuant to routine uses described in the abovementioned DHS SORNs or DOJ EOIR SORN to federal, state, local, tribal, territorial, and foreign law enforcement agencies for enforcement, investigatory, litigation, or other similar purposes.

For all others, as appropriate under United States law and DHS policy, the information you provide may be shared internally within DHS, as well as with federal, state, local, tribal, territorial, and foreign law enforcement; other government agencies; and other parties for enforcement, investigatory, litigation, or other similar purposes.

Disclosure:
Providing your signature and the date of your signature is voluntary. There are no effects on you for not providing your signature and date; however, removal proceedings may continue notwithstanding the failure or refusal to provide this information.