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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)

Joao Lucas Rocha Silveira)

In Removal Proceedings)
_____)

File No. A 220-350-514

**RESPONDENT'S MOTION TO REOPEN PROCEEDINGS AND RESCIND IN
ABSENTIA REMOVAL ORDER**

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

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ABSENTIA REMOVAL ORDER**

I. INTRODUCTION

Respondent, João Lucas Rocha Silveira (A# 220-350-514), also known as “Graziela,” respectfully moves this Honorable Court to reopen these proceedings and rescind the in absentia removal order entered on June 22, 2022, pursuant to INA § 240(b)(5)(C)(ii), 8 U.S.C. § 1229a(b)(5)(C)(ii), and 8 C.F.R. § 1003.23(b)(4)(ii), because Respondent did not receive the notice required by INA § 239(a), 8 U.S.C. § 1229(a), for the hearing at which she was ordered removed.

This motion does not rest on the omission of time-and-place information from the initial Notice to Appear (“NTA”) alone. Rather, the dispositive point is that **Respondent never received the operative Notice of Hearing for the hearing she allegedly missed.** The record affirmatively shows that the Notice of Hearing was mailed to the Eloy Detention Center after Respondent had already been released from ICE custody and was then returned to the Immigration Court marked **“RETURNED TO SENDER – DETAINEE RELEASED.”** See Exhibits 2-3. Under INA § 240(b)(5)(C)(ii), rescission is therefore mandatory.

Respondent further notes that **the initial NTA was not served in person** See Exhibit 1. While Respondent recognizes that under *Campos-Chaves v. Garland*, 144 S. Ct. 1637 (2024), a defective

NTA alone does not require rescission where the noncitizen actually received a proper subsequent hearing notice, that decision does not foreclose relief here because **Respondent did not receive the later hearing notice** at all. Thus, unlike the respondents in Campos-Chaves, Respondent here lacked actual notice of the hearing at which she was ordered removed.

Note on identity and pronouns: Respondent's legal name remains João Lucas Rocha Silveira, as no legal name change has yet been obtained. Respondent is a transgender woman who is also known as Graziela and uses she/her pronouns. Counsel respectfully uses female pronouns throughout this motion. References in the record to Respondent's legal name or to male pronouns reflect only the state of the official record.

II. PROCEDURAL HISTORY

Respondent is a native and citizen of Brazil. On or about November 21, 2021, at approximately eighteen years of age, Respondent entered the United States near the southern border and was apprehended by immigration authorities. At that time, Respondent spoke Portuguese and had no meaningful proficiency in English. She was detained for approximately fifteen days at or through the Eloy Detention Center in Eloy, Arizona, underwent a credible fear interview, and was placed in removal proceedings.

On December 10, 2021, DHS issued a Notice to Appear charging Respondent as removable under INA §§ 212(a)(6)(A)(i) and 212(a)(7)(A)(i)(I). *See* Exhibit 1. The face of the NTA reflects service by regular mail rather than personal service. Respondent attests that she never actually received that NTA.

According to the eROP, after Respondent's release from detention she advised ICE that she intended to reside in Pittsburgh, Pennsylvania, *See* Exhibit 4, which explains why the case later came under the administrative control of the Philadelphia Immigration Court. However, as explained in her declaration, Respondent learned immediately after her release that her aunt had relocated to Boston, Massachusetts. Consequently, Respondent never resided at the Pennsylvania address and instead traveled to Boston to join her family. After staying in Boston for a few months, she relocated to Spring Hill, Florida, where she has resided since approximately March 2022 until the present date. *See* Exhibit 11.

The Immigration Court issued a Notice of Hearing scheduling Respondent's hearing. *See* Exhibit 2. Critically, **that notice was mailed to the Eloy Detention Center after the Respondent had already been released from ICE custody**. The record further reflects that the mailing was returned to the Immigration Court marked "RETURNED TO SENDER – DETAINEE RELEASED."

See Exhibit 3. **That returned mailing is direct documentary proof that Respondent did not receive the hearing notice.**

On June 22, 2022, the Immigration Court entered an in absentia removal order. Respondent did not learn of that order until later, when she consulted immigration counsel regarding possible relief. Respondent then acted with reasonable diligence in pursuing reopening.

III. THIS COURT HAS AUTHORITY TO ADJUDICATE THE MOTION

This motion is filed before the Immigration Court that currently has administrative control of the Record of Proceedings. See 8 C.F.R. § 1003.23(b)(1). Based on the eROP, after Respondent's release from detention and her reported intended residence in the Pittsburgh, Pennsylvania area, *See* Exhibit 4, the matter appears to have come within the Philadelphia Immigration Court's administrative control. Respondent files here for that reason.

If reopening is granted, however, venue should be transferred to the Orlando Immigration Court, because Respondent has resided in Spring Hill, Florida since approximately March 2022 and all current witnesses, documentary evidence, and relevant support are located in Florida. *See* Exhibit 11.

I. IV. LEGAL STANDARD

An Immigration Judge may enter an in absentia removal order only if DHS establishes by clear, unequivocal, and convincing evidence that written notice required under INA § 239(a)(1) or § 239(a)(2) was provided and that the respondent is removable. INA § 240(b)(5)(A), 8 U.S.C. § 1229a(b)(5)(A).

An in absentia order "shall be rescinded" upon a motion to reopen filed at any time if the respondent demonstrates that she "did not receive notice in accordance with paragraph (1) or (2)" of INA § 239(a). INA § 240(b)(5)(C)(ii); 8 C.F.R. § 1003.23(b)(4)(ii). Because the statute uses mandatory language, rescission is not discretionary once lack of the required notice is shown.

The Board has long recognized that when notice is sent by regular mail, the presumption of delivery is weaker and may be rebutted by affidavits and circumstantial evidence. *Matter of M-R-A-*, 24 I&N Dec. 665, 673-74 (BIA 2008). Returned mail is especially significant evidence of non-receipt. *Id.* The Board has likewise held that the Government cannot rely on address-reporting obligations where the respondent did not receive the NTA that was supposed to advise her of those obligations. *Matter of G-Y-R-*, 23 I&N Dec. 181, 186-90 (BIA 2001).

In the Third Circuit, a notice sent by regular mail carries only a weak presumption of delivery, which may be overcome by the respondent's affidavit together with circumstantial evidence. *See Santana-Gonzalez v. Att'y Gen.*, 506 F.3d 274, 278-80 (3d Cir. 2007). Here, the evidence is even stronger than in *Santana-Gonzalez* because the hearing notice was not merely denied by affidavit; it was actually returned to the Court as undeliverable.

Respondent also acknowledges *Campos-Chaves v. Garland*, 144 S. Ct. 1637 (2024). *Campos-Chaves* held that a noncitizen who actually received a proper notice under INA § 239(a)(2) for the hearing she missed cannot obtain rescission based solely on the original NTA's lack of time-and-place information. *Id.* But *Campos-Chaves* does not bar rescission where, as here, the respondent never received the operative hearing notice at all.

V. ARGUMENT

A. The Record Affirmatively Shows That Respondent Never Received the Operative Notice of Hearing

This case presents unusually strong proof of non-receipt. The Notice of Hearing was mailed to the Eloy Detention Center after Respondent had already been released from that facility, and the mailing was returned to the Immigration Court marked "RETURNED TO SENDER – DETAINEE RELEASED." *See* Exhibit 2-3.

That returned envelope defeats any inference that the notice was actually delivered. Under *Matter of M-R-A-*, returned mail is powerful evidence rebutting the presumption of delivery. 24 *I&N Dec.* at 673-74. Under *Santana-Gonzalez*, the presumption attached to regular mail is weak in any event. 506 F.3d at 278-80. Here, the documentary record is stronger still: the Court's own file shows the mailing did not reach Respondent.

Because the notice that identified the date, time, and place of the hearing was never received, DHS cannot satisfy its burden under INA § 240(b)(5)(A) to show by clear, unequivocal, and convincing evidence that the required written notice was provided for the hearing at which Respondent was ordered removed. Rescission is therefore mandatory under INA § 240(b)(5)(C)(ii).

B. This Case Is Distinguishable From Campos-Chaves Because Respondent Did Not Receive the Later Hearing Notice

Respondent does not argue that the omission of time-and-place information from the initial NTA, standing alone, automatically requires rescission. Rather, Respondent's position is narrower and stronger: she never received the later notice that actually scheduled the hearing she allegedly missed.

Campos-Chaves forecloses rescission where the respondent actually received a proper notice under INA § 239(a)(2) for the hearing at issue. *144 S. Ct. 1637*. But that is not this case. Here, the operative hearing notice was mailed to a detention facility after DHS had already released Respondent and was returned undelivered. *See* Exhibit 3. Thus, unlike the respondents in *Campos-Chaves*, Respondent did not receive the notice that “matters” for the hearing at which the in absentia order was entered.

The defective NTA remains relevant in two respects. First, it confirms that the initial charging document itself did not supply the date and time of the hearing. *See* Exhibit 1; *Pereira v. Sessions*, *138 S. Ct. 2105, 2113-14 (2018)*; *Niz-Chavez v. Garland*, *593 U.S. 155, 161-62 (2021)*. Second, because Respondent never received a later operative hearing notice, this is not a case in which a defective NTA was followed by actual receipt of a valid subsequent notice. Accordingly, the Court need not rely on the defective NTA alone; rescission is warranted because Respondent did not receive notice under either paragraph for the hearing she missed.

C. Any Alleged Failure to File a Change of Address Does Not Defeat Rescission

In case DHS may contend that Respondent failed to file Form EOIR-33 and is therefore responsible for not receiving the hearing notice. That argument fails.

First, the address-reporting obligation arises from a notice that must itself be conveyed to the respondent. *See* INA § 239(a)(1)(F). Respondent attests that she never actually received the NTA. *See* Exhibit 4. Under *Matter of G-Y-R-*, where the respondent did not receive the NTA, the Government cannot rely on the address-reporting requirement as though the respondent had been properly advised of it. *23 I&N Dec. at 186-90*.

Second, the record here does not show that the hearing notice was mailed to the address she provided. Instead, it was mailed to the Eloy Detention Center, a facility from which DHS had already released her. *See* Exhibit 2-3. Mailing a hearing notice to a detention center after the Government itself has released the respondent from that detention center is not reasonably calculated to provide actual notice.

Third, according to the eROP, Respondent advised ICE during release that she intended to reside in the Pittsburgh, Pennsylvania area, *See* Exhibit 4, then mailing the notice to Eloy rather than to the post-release address information known to DHS cannot fairly be attributed to Respondent.

D. The Initial NTA’s Defect Further Undermines Any Attempt To Attribute Notice Failure to Respondent

The initial NTA did not state the date and time of the hearing. *See* Exhibit 1. Respondent recognizes that, after Campos-Chaves, that omission alone does not compel rescission if a proper later hearing notice was actually received. But where, as here, the later hearing notice was not received, the NTA's defect reinforces the absence of meaningful notice from the outset.

Moreover, if Respondent did not receive the NTA, then she did not receive the written advisals purporting to inform her of the need to update her address or the consequences of failing to appear. That matters both statutorily and equitably. Respondent was eighteen years old, spoke Portuguese, was unrepresented, and had no meaningful understanding of Immigration Court procedures. These circumstances support her sworn assertion that she did not knowingly disregard any hearing obligation.

E. Alternatively, Proceeding In Absentia on This Record Raises Serious Due Process Concerns

Although the statutory notice defect is sufficient by itself, the circumstances here also raise serious due process concerns. Due process requires notice reasonably calculated to apprise the person of the proceeding and afford a meaningful opportunity to be heard. *Mullane v. Cent. Hanover Bank & Trust Co.*, 339 U.S. 306, 314 (1950).

Mailing the hearing notice to a detention facility after DHS had already released Respondent from that facility was not notice reasonably calculated to inform her of the hearing. The Court need not reach the constitutional issue if it grants relief under INA § 240(b)(5)(C)(ii), but the due process concern underscores why rescission is warranted.

VI. RESPONDENT'S GOOD FAITH AND EQUITIES FAVOR REOPENING

Because Respondent seeks rescission under INA § 240(b)(5)(C)(ii) based on lack of notice, the dispositive issue before the Court is whether Respondent received notice in accordance with INA § 239(a), not whether she has already established prima facie eligibility for merits relief.

Respondent has lived in the United States for approximately four years, has no criminal history, and has established substantial ties in Florida. *See* Exhibits 6-10. She is a transgender woman from Brazil and intends, if proceedings are reopened, to pursue any relief for which she is eligible, including asylum, withholding of removal, and protection under the Convention Against Torture based on her gender identity and membership in an appropriate particular social group, as supported by future pleadings and evidence. *See* Supplemental Documentation.

Respondent is also married to a United States citizen. *See* Exhibit 8-9. To the extent statutory eligibility can be established, reopening would permit Respondent to pursue any additional relief available under the INA. At minimum, reopening would restore Respondent's ability to appear, be heard, and litigate her case on the merits rather than remain subject to an in absentia order entered without actual hearing notice.

VII. IF REOPENED, VENUE SHOULD BE TRANSFERRED TO ORLANDO

If the Court grants reopening, Respondent respectfully requests transfer of venue to the Orlando Immigration Court. Respondent has lived in Spring Hill, Florida since approximately March 2022. Her spouse, medical providers, supporting witnesses, and documentary evidence are located in Florida *See* Exhibit 6-7. Requiring Respondent to continue litigating in Philadelphia would impose unnecessary hardship and would not serve administrative efficiency.

A change of venue is appropriate where it promotes the convenience of the parties and witnesses and the efficient administration of justice. *See* 8 C.F.R. § 1003.20(b); *Matter of Rahman*, 20 *I&N Dec.* 480, 482-83 (*BIA* 1992). Those considerations favor transfer to Orlando if reopening is granted.

VIII. CONCLUSION

The dispositive evidence in this case is not speculative. The Court's own record shows that the Notice of Hearing was mailed to the Eloy Detention Center after Respondent had already been released and was returned marked "RETURNED TO SENDER – DETAINEE RELEASED." *See* Exhibit 3. Under INA § 240(b)(5)(C)(ii), *Matter of M-R-A-*, *Matter of G-Y-R-*, and *Santana-Gonzalez*, that record establishes non-receipt of the operative hearing notice and requires rescission of the in absentia order.

Campos-Chaves does not change that result because Respondent, unlike the noncitizens in that case, did not actually receive a proper subsequent hearing notice for the hearing she missed. The Court should therefore rescind the June 22, 2022 in absentia removal order, reopen proceedings, and, if reopening is granted, transfer venue to the Orlando Immigration Court.

IX. RELIEF REQUESTED WHEREFORE,

Respondent respectfully requests that this Honorable Court:

1. Rescind the in absentia removal order entered on June 22, 2022;

2. Reopen these proceedings pursuant to INA § 240(b)(5)(C)(ii) and 8 C.F.R. § 1003.23(b)(4)(ii);

3. Re-calendar Respondent's case before the Immigration Court;

4. If reopening is granted, transfer venue to the Orlando Immigration Court; and 5. Grant such other and further relief as the Court deems just and proper.

Respectfully submitted,



Otavio Silva (Bar N.343486)

Attorney at Law

P.O. Box 90487

San Diego, CA 92169

Counsel for Respondent

Proof of Service

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

Respondent Motion to Reopen

To the following:

Office Location: Office of the Chief Counsel Department of Homeland Security 900 Market Street, Suite 504 Philadelphia, PA 19107	Mailing Address: US Immigration and Customs Enforcement US Department of Homeland Security 900 Market Street, Suite 504 Philadelphia, PA 19107
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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.



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

Exhibit list

Exhibits:	Pages:
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Evidence of Good Moral Character: Brazilian National
Criminal Records Check

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Psychological Report from Brazil with English Translation 22-24

Exhibit 1

NOTICE TO APPEAR

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

File No: A 220 350 514

In the Matter of:

Respondent: ROCHA SILVEIRA, Joao Lucas currently residing at:

c/o DHS Eloy Detention Center, 1705 E. Hanna Road, Eloy, AZ 85131

(520) 464-3000

(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 citizen of Brazil;
- 3) You entered the United States at an unknown location on or about 11/21/2021;
- 4) You did not then possess or present a valid immigrant visa, reentry permit, border crossing identification card, or other valid entry document;
- 5) 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:

Section 212(a)(7)(A)(i)(I) of the Immigration and Nationality Act (Act), as amended, as an immigrant who, at the time of application for admission, is not in possession of a valid unexpired immigrant visa, reentry permit, border crossing card, or other valid entry document required by the Act, and a valid unexpired passport, or other suitable travel document, or document of identity and nationality as required under the regulations issued by the Attorney General under section 211(a) of the Act.

Section 212(a)(6)(A)(i) of the Act, as amended, as an alien present in the United States without being admitted or paroled, or who has 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)

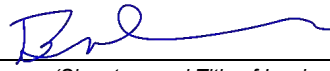
YOU ARE ORDERED to appear before an immigration judge of the United States Department of Justice at:

Eloy Immigration Court, 1705 E. Hanna Rd. Ste. 366, Eloy, AZ 85131

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

on 12/24/2021 at 8:30am to show why you should not be removed from the United States based on the
(Date) (Time)

charge(s) set forth above.



Supervisory Asylum Officer

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

Date: 12/9/2021

Arlington, VA
(City and State)

EOIR - 1 of 27

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:

(Signature of Respondent) (Sign in ink)

Date:

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

Certificate of Service

This Notice To Appear was served on the respondent by me on 12/10/2021, 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. Portuguese

The alien was provided oral notice in the 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.

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

Lilliana Hernandez Legal Admin Spc (Signature and Title of officer) (Sign in ink)

EOIR - 2 of 27

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 (CARRIER), 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-sorn>. 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.

Exhibit 2

NOTICE OF HEARING IN REMOVAL PROCEEDINGS
IMMIGRATION COURT
1705 E. HANNA RD.
ELOY, AZ 85131

RE: ROCHA SILVEIRA, JOAO LUCAS
FILE: A220-350-514

DATE: Dec 10, 2021

TO:
ROCHA SILVEIRA, JOAO LUCAS
ELOY DETENTION CENTER
1705 E HANNA RD
ELOY, AZ 85131

Please take notice that the above captioned case has been scheduled for a MASTER hearing before the Immigration Court on Dec 21, 2021 at 10:30 A.M. at:

1705 EAST HANNA RD., SUITE 366
ELOY, AZ 85131

You may be represented in these proceedings, at no expense to the Government, by an attorney or other individual who is authorized and qualified to represent persons before an Immigration Court. Your hearing date has not been scheduled earlier than 10 days from the date of service of the Notice to Appear in order to permit you the opportunity to obtain an attorney or representative. If you wish to be represented, your attorney or representative must appear with you at the hearing prepared to proceed. You can request an earlier hearing in writing.

Failure to appear at your hearing except for exceptional circumstances may result in one or more of the following actions: (1) You may be taken into custody by the Department of Homeland Security and held for further action. OR (2) Your hearing may be held in your absence under section 240(b)(5) of the Immigration and Nationality Act. An order of removal will be entered against you if the Department of Homeland Security established by clear, unequivocal and convincing evidence that a) you or your attorney has been provided this notice and b) you are removable.

IF YOUR ADDRESS IS NOT LISTED ON THE NOTICE TO APPEAR, OR IF IT IS NOT CORRECT, WITHIN FIVE DAYS OF THIS NOTICE YOU MUST PROVIDE TO THE IMMIGRATION COURT ELOY, AZ THE ATTACHED FORM EOIR-33 WITH YOUR ADDRESS AND/OR TELEPHONE NUMBER AT WHICH YOU CAN BE CONTACTED REGARDING THESE PROCEEDINGS. EVERYTIME YOU CHANGE YOUR ADDRESS AND/OR TELEPHONE NUMBER, YOU MUST INFORM THE COURT OF YOUR NEW ADDRESS AND/OR TELEPHONE NUMBER WITHIN 5 DAYS OF THE CHANGE ON THE ATTACHED FORM EOIR-33. ADDITIONAL FORMS EOIR-33 CAN BE OBTAINED FROM THE COURT WHERE YOU ARE SCHEDULED TO APPEAR. IN THE EVENT YOU ARE UNABLE TO OBTAIN A FORM EOIR-33, YOU MAY PROVIDE THE COURT IN WRITING WITH YOUR NEW ADDRESS AND/OR TELEPHONE NUMBER BUT YOU MUST CLEARLY MARK THE ENVELOPE "CHANGE OF ADDRESS." CORRESPONDENCE FROM THE COURT, INCLUDING HEARING NOTICES, WILL BE SENT TO THE MOST RECENT ADDRESS YOU HAVE PROVIDED, AND WILL BE CONSIDERED SUFFICIENT NOTICE TO YOU AND THESE PROCEEDINGS CAN GO FORWARD IN YOUR ABSENCE.

A list of free legal service providers has been given to you. For information regarding the status of your case, call toll free 1-800-898-7180 or 304-625-2050. For information on Immigration Court procedures, please consult the Immigration Court Practice Manual, available at www.usdoj.gov/eoir.

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL PERSONAL SERVICE ELECTRONIC SERVICE
TO: ALIEN ALIEN c/o Custodial Officer ALIEN's ATT/REP DHS
DATE: 12/10/2021 BY: COURT STAFF C. PRICE V3
Attachments: EOIR-33 EOIR-28 Legal Services List Other

Exhibit 3

NOTICE OF HEARING IN REMOVAL PROCEEDINGS
IMMIGRATION COURT
1705 E. HANNA RD.
ELOY, AZ 85131

RE: ROCHA SILVEIRA, JOAO LUCAS
FILE: A220-350-514

DATE: Dec 10, 2021

TO:
ROCHA SILVEIRA, JOAO LUCAS
ELOY DETENTION CENTER
1705 E HANNA RD
ELOY, AZ 85131

RETURNED TO SENDER

REASON CHECKED

UNABLE TO ID/NO A #

Please take notice that the above captioned case has been scheduled for a MASTER hearing before the Immigration Court on Dec 21, 2021 at 10:30 A.M. at

1705 EAST HANNA RD., SUITE 366
ELOY, AZ 85131

DETAINEE RELEASED

You may be represented in these proceedings, at no expense to the government, by an attorney or other individual who is authorized and qualified to represent persons before an Immigration Court. Your hearing date has not been scheduled earlier than 10 days from the date of service of the Notice to Appear in order to permit you the opportunity to obtain an attorney or representative. If you wish to be represented, your attorney or representative must appear with you at the hearing prepared to proceed. You can request an earlier hearing in writing.

Failure to appear at your hearing except for exceptional circumstances may result in one or more of the following actions: (1) You may be taken into custody by the Department of Homeland Security and held for further action. OR (2) Your hearing may be held in your absence under section 240(b)(5) of the Immigration and Nationality Act. An order of removal will be entered against you if the Department of Homeland Security established by clear, unequivocal and convincing evidence that a) you or your attorney has been provided this notice and b) you are removable.

IF YOUR ADDRESS IS NOT LISTED ON THE NOTICE TO APPEAR, OR IF IT IS NOT CORRECT, WITHIN FIVE DAYS OF THIS NOTICE YOU MUST PROVIDE TO THE IMMIGRATION COURT ELOY, AZ THE ATTACHED FORM EOIR-33 WITH YOUR ADDRESS AND/OR TELEPHONE NUMBER AT WHICH YOU CAN BE CONTACTED REGARDING THESE PROCEEDINGS. EVERYTIME YOU CHANGE YOUR ADDRESS AND/OR TELEPHONE NUMBER, YOU MUST INFORM THE COURT OF YOUR NEW ADDRESS AND/OR TELEPHONE NUMBER WITHIN 5 DAYS OF THE CHANGE ON THE ATTACHED FORM EOIR-33. ADDITIONAL FORMS EOIR-33 CAN BE OBTAINED FROM THE COURT WHERE YOU ARE SCHEDULED TO APPEAR. IN THE EVENT YOU ARE UNABLE TO OBTAIN A FORM EOIR-33, YOU MAY PROVIDE THE COURT IN WRITING WITH YOUR NEW ADDRESS AND/OR TELEPHONE NUMBER BUT YOU MUST CLEARLY MARK THE ENVELOPE "CHANGE OF ADDRESS." CORRESPONDENCE FROM THE COURT, INCLUDING HEARING NOTICES, WILL BE SENT TO THE MOST RECENT ADDRESS YOU HAVE PROVIDED, AND WILL BE CONSIDERED SUFFICIENT NOTICE TO YOU AND THESE PROCEEDINGS CAN GO FORWARD IN YOUR ABSENCE.

A list of free legal service providers has been given to you. For information regarding the status of your case, call toll free 1-800-898-7180 or 304-625-2050. For information on Immigration Court procedures, please consult the Immigration Court Practice Manual, available at www.usdoj.gov/eoir.

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL [M] PERSONAL SERVICE [P] ELECTRONIC SERVICE [E]
TO: [] ALIEN [M] ALIEN c/o Custodial Officer [] ALIEN's ATT/REP [M] DHS
DATE: 12/10/2021 BY: COURT STAFF C. PRICE V3
Attachments: [] EOIR-33 [] EOIR-28 [] Legal Services List [] Other

Exhibit 4

Notice to EOIR: Alien Address

Date: December 10, 2021

File No: A220 350 514

PMH
12-21-21
Pro SC

To: Office of the Immigration Judge
Executive Office for Immigration Review
1705 East Hanna Road
Eloy, Arizona 85131

From: Field Office Director, Phoenix Enforcement and Removal Operations
Immigration and Customs Enforcement
1705 East Hanna Road
Eloy, Arizona 85131

Respondent: **ROCHA Silveira, Joao Lucas**

This is to notify you that the respondent is:

Currently incarcerated by other than ICE. A charging document has been served on the respondent and an Immigration Detainer-Notice of Action by the ICE (Form I-247) has been filed with the institution shown below. He/she is incarcerated at:

His/her anticipated release date is: _____

Currently detained by ICE at: _____

Currently detained by ICE and transferred this date to a new location: _____

ICE motion for change of venue attached. Yes No

Released from ICE custody on the following condition(s)

- Personal Recognizance
- Order of recognizance (form I-220A)
- Bond in the amount of Surety Bond Cash bond
- Other: Parole Release

2021 DEC 14 AM 5:53

Upon release from ICE custody, the respondent reported his/her address and telephone number will be:

602 Main Street
Pittsburgh, PA 15202
(412) 808-8340

Upon release from ICE custody, the respondent was reminded of the requirements contained in section 239(a)(1)(F)(ii) of the Immigration and Nationality Act and was provided with an EOIR change of address form (EOIR-33).



(Signature of ICE official)

A. Standridge

(Printed name of ICE official)

DEPORTATION OFFICER

(Title of ICE official)

ELOY, ARIZONA

(Location)

EOIR - 1 of 1

Exhibit 5

DECLARAÇÃO DE JOÃO LUCAS ROCHA SILVEIRA (GRAZIELA SILVEIRA)
A-NUMBER #220-350-514
EM APOIO A MOTION TO REOPEN

Eu, João Lucas Rocha Silveira (Graziela Silveira), venho por meio deste declarar que:

1. Meu nome de nascimento é João Lucas Rocha Silveira, mas meu nome verdadeiro é Graziela Silveira. Eu sou uma mulher transexual brasileira. Nasci em 27 de fevereiro de 2003, em Rondônia, no Brasil. Meu número de registro é A 220-350-514.
2. Eu entrei nos Estados Unidos em novembro de 2021, pela fronteira com o México, na região de Mexicali. Ao chegar, fui detida pelas autoridades de imigração e levada para o centro de detenção de Eloy, no Arizona.
3. Permaneci detida no centro de detenção de Eloy por aproximadamente 15 dias. Durante esse período, fiz uma entrevista onde contei a minha história através de um tradutor. Após alguns dias, fizeram um teste de Covid em mim e, de madrugada, me liberaram.
4. No momento da minha liberação de Eloy, eu não recebi um Notice to Appear. O único documento que me foi entregue foi um papel com o meu A-number anotado, relacionado à minha saída. Não havia nada nesse papel sobre Corte, sobre advogado, sobre audiência, ou qualquer instrução do que eu deveria fazer. Eu nunca, em momento algum, recebi uma NTA.
5. Eu também nunca recebi nenhuma informação sobre qualquer audiência marcada. Ninguém nunca me informou sobre a existência de uma audiência perante a Corte de Imigração. Eu nunca recebi qualquer correspondência, notificação ou documento informando sobre data, local ou horário de qualquer audiência.
6. Informei o endereço de minha tia na Pensilvânia durante minha liberação em Eloy porque, naquele momento, acreditava de boa-fé que ela ainda residia naquele local e poderia me acolher. Somente após minha saída da custódia tomei conhecimento de sua mudança para Boston. Consequentemente, alterei meu destino para Boston e, após ficar lá por alguns meses, mudei-me para a Flórida, onde resido até o presente momento.
7. Eu não sabia que precisava informar minha mudança de residência, pois eu sequer sabia que havia um processo de imigração contra mim. Me lembro de ter assinado um papel sobre meu endereço quando estava sendo liberada em Eloy, mas, os oficiais falavam em inglês comigo, eu não entendia o que estavam falando e não sabia que precisava informar meu novo endereço.
8. Eu soube da existência de uma ordem de remoção proferida in absentia contra mim somente quando, ao buscar orientação jurídica para explorar a possibilidade de solicitar o Special Immigrant Juvenile Status (SIJS), fui informada de que havia um processo de remoção pendente em meu nome e que uma ordem de remoção já havia sido emitida. Até aquele momento, eu não tinha absolutamente nenhum conhecimento de que existia

qualquer procedimento judicial contra mim.

9. Essa descoberta me causou um profundo abalo. Senti medo, angústia e desespero ao perceber que, sem saber, eu já carregava uma sentença que poderia me devolver ao país onde sofri tanta violência e perseguição.
10. Eu jamais tive a intenção de ignorar qualquer obrigação perante a Corte de Imigração. Se eu tivesse recebido qualquer notificação sobre uma audiência ou um processo de imigração contra mim, eu teria comparecido. Eu sempre tive vontade de fazer tudo certo e de me legalizar.
11. Desde que cheguei aos Estados Unidos, eu não falava inglês, não compreendia o sistema de imigração e não recebi qualquer orientação sobre os meus direitos ou sobre a existência de um processo contra mim. Ninguém nunca me informou que eu tinha direito a advogados gratuitos. Ninguém me explicou sobre os procedimentos de imigração. Eu simplesmente não sabia.
12. Eu estou pronta para cooperar, comparecer e fazer tudo o que for necessário perante a Corte. Eu peço respeitosamente que o meu caso seja reaberto para que eu possa apresentar a minha solicitação de asilo e lutar pelo meu direito de permanecer nos Estados Unidos, onde finalmente vivo com dignidade e segurança.

Declaro, sob pena de perjúrio, que o exposto é verdadeiro.

JOÃO LUCAS ROCHA SILVEIRA

Data: 17/03/2026

SWORN DECLARATION OF JOÃO LUCAS ROCHA SILVEIRA
ALIEN NUMBER #220-350-514
IN SUPPORT OF MOTION TO REOPEN

I, João Lucas Rocha Silveira (Graziela Silveira), hereby declare that:

1. My birth name is João Lucas Rocha Silveira, but my true name is Graziela Silveira. I am a Brazilian transgender woman. I was born on February 27, 2003, in Rondônia, Brazil. My registration number is A 220-350-514.
2. I entered the United States in November 2021, through the border with Mexico, in the Mexicali area. Upon arrival, I was detained by immigration authorities and taken to the Eloy Detention Center in Arizona.
3. I remained detained at the Eloy Detention Center for approximately 15 days. During that time, I had an interview where I told my story through an interpreter. After a few days, they gave me a Covid test and, in the middle of the night, they released me.
4. At the time of my release from Eloy, I did not receive a Notice to Appear. The only document I was given was a piece of paper with my A-number written on it, related to my release. There was nothing on that paper about Court, about an attorney, about a hearing, or any instructions about what I was supposed to do. I never, at any point, received an NTA.
5. I also never received any information about any scheduled hearing. No one ever told me about the existence of a hearing before the Immigration Court. I never received any correspondence, notification, or document informing me of the date, location, or time of any hearing.
6. I provided my aunt's address in Pennsylvania at the time of my release from Eloy because, at that moment, I genuinely believed she still lived there and could take me in. It was only after I was released from custody that I found out she had moved to Boston. As a result, I made my way to Boston, and after staying there for a few months, I moved to Florida, where I have been living ever since.
7. I did not know that I needed to report my change of address, as I was not even aware that there was an immigration proceeding against me. I remember signing a document regarding my address when I was being released in Eloy, but the officers spoke to me in English, I did not understand what they were saying, and I did not know that I needed to report my new address.


8. I only found out about the existence of an in absentia removal order against me when, while seeking legal guidance to explore the possibility of applying for Special Immigrant Juvenile Status (SIJS), I was told that there was a removal case pending in my name and that a removal order had already been issued. Until that moment, I had absolutely no knowledge that any legal proceedings existed against me.
9. This discovery shook me deeply. I felt fear, anguish, and despair when I realized that, without knowing it, I was already carrying a sentence that could send me back to the country where I suffered so much violence and persecution.
10. I never had any intention of ignoring any obligation before the Immigration Court. If I had received any notification about a hearing or an immigration case against me, I would have appeared. I always wanted to do everything right and to get my legal status in order.
11. Since I arrived in the United States, I did not speak English, I did not understand the immigration system, and I did not receive any guidance about my rights or about the existence of a case against me. No one ever told me I had the right to free legal help. No one explained the immigration process to me. I simply did not know.
12. I am ready to cooperate, to appear, and to do whatever is necessary before the Court. I respectfully ask that my case be reopened so that I can present my asylum application and fight for my right to remain in the United States, where I finally live with dignity and safety.

I declare, under penalty of perjury, that the statements above are true.

JOÃO LUCAS ROCHA SILVEIRA

Data: 03/17//2026

I, ANDRE PENNA MELLO, telephone number 415 425-2508, mailing address P.O. Box 90487, San Diego, CA 92169, certify that the professional translation of this document from Portuguese to English has been performed by myself, a qualified translator fluent in both languages, and that the following is an accurate and complete translation of the document.



Date: 03/17/2026

Exhibit 6

Important: Please note only data that has clinical mapping will be shared/transmitted.

The following sections represent the most current data on record and are not specific to the date of the Visit: Demographics, Social History, Problems, Allergies, Immunizations, Health Concerns, and Medical Equipment (UDI).

Patient Details

Patient name JOAO SILVEIRA	Contact info 2250 EVENGLOW AVE SPRING HILL, FL 34609-3906, US	Patient IDs 11351 11351
February 27, 2003	tel:352-296-5146	Sex Female

LANGUAGE Portuguese	RACE , Other Race	ETHNICITY
-------------------------------	-----------------------------	------------------

Care Giver	Antonio Luis
Contact Info	7800 66TH ST N STE 204 PINELLAS PARK, FL 33781-2101, US Tel: 727-753-7787

Allergies

Not available by practice discretion. Please contact the practice.

Results

No Results

Reason For Referral

No Information

REASON FOR VISIT

Not available by practice discretion. Please contact the practice.

Medications

Medication	SIG (Take, Route, Frequency, Duration)	Notes	Start Date	End Date	Status
Spironolactone 100 MG Tablet	1 tablet with food Orally twice a day; Duration: 30 days		10/14/2025		Active
Estradiol 2 MG Tablet	1 tablet Orally twice a day; Duration: 30 days		10/14/2025		Active

Estradiol 2 MG Tablet	Oral		08/07/2024		Active
Descovy 200-25 mg Tablet	Oral		08/07/2024		Not-Taking

Immunizations

No Information

Social History

Sex Assigned At Birth:

Social History Observation	Description
Sex Assigned At Birth	Male

Problems

Problem Type	SNOMED Code	ICD Code	Onset Dates	Problem Status	W/U Status	Risk	Notes
Problem	Gender identity disorder (87991007)	Gender identity disorder, unspecified (F64.9)	11/21/2024	Active	confirmed		
Problem	Elevated blood pressure reading without diagnosis of hypertension (371622005)	Elevated blood-pressure reading, without diagnosis of hypertension (R03.0)	11/21/2024	Active	confirmed		
Problem	Exposure to Human immunodeficiency virus (444356002)	Contact with and (suspected) exposure to human immunodeficiency virus [HIV] (Z20.6)	11/21/2024	Active	confirmed		

Vital Signs

Temperature	97.8 degrees Fahrenheit	10/14/2025
Blood pressure systolic	118 mm Hg	10/14/2025
Blood pressure diastolic	75 mm Hg	10/14/2025
Heart Rate	96 /min	10/14/2025
Respiratory Rate	18 /min	10/14/2025
Height	68.00 in	10/14/2025
Weight	421.08 lbs	10/14/2025
BMI	64.02 kg/m2	10/14/2025
Oximetry	98 %	10/14/2025
Height-cm	172.72 cm	10/14/2025
Weight-kg	191 kg	10/14/2025

Procedures

No Information

Encounters

Encounter	Location	Date	Provider	Diagnosis
Inclusive Care Group Tampa	1246 RAY CHARLES BLVD TAMPA, FL 33602-3028	10/14/2025	Antonio Luis	Contact with and (suspected) exposure to human immunodeficiency virus [HIV] Z20.6 ; Gender identity disorder, unspecified F64.9 and Elevated blood-pressure reading, without diagnosis of hypertension R03.0

Medical Equipment

No Information

Assessments

Encounter Date	Diagnosis (ICD Code)	Treatment Notes	Section Notes
10/14/2025	Contact with and (suspected) exposure to human immunodeficiency virus [HIV] (ICD-10 - Z20.6)		
10/14/2025	Gender identity disorder, unspecified (ICD-10 - F64.9)		
10/14/2025	Elevated blood-pressure reading, without diagnosis of hypertension (ICD-10 - R03.0)		

Plan Of Treatment

Medication

Medication Name	Sig	Start Date	Stop Date	Notes
Spironolactone 100 MG Tablet	1 tablet with food Orally twice a day; Duration: 30 days	10/14/2025		
Estradiol 2 MG Tablet	1 tablet Orally twice a day; Duration: 30 days	10/14/2025		

Next Appt

Details

Follow Up: 4 Weeks, Reason:

Provider Name:Antonio Luis, 11/18/2025 11:40:00 AM, 1246 RAY CHARLES BLVD, TAMPA, FL, 33602-3028, 727-753-7787

Goals Section

No Information

Health Concerns

No Information

History and Physical Notes

HPI (History of Present Illness)

Category	Sub-Category	Detail	Notes	Category Notes
				gac- has identified herself as trans for >5 years. Has great social support and working. no si/hi -Has not taken estradiol injections for about a month. but sitll taking spiro. Not liking injections. would like to go back to piulls. Not smoking cigarettes. denies cp, sob, n,v,d, c
FollowUp	Visit			

Care team

Emergency contact	MATEUS
Contact info	Tel: 407-756-3703
Guarantor	JOAO SILVEIRA
Contact info	Tel: 352-296-5146

©Powered by eClinicalWorks



JOAO SILVEIRA
2250 Evenglow Ave
Spring Hill FL 34609

Thanks for saving with Capital One 360®

Here's your **December 2025** bank statement.

STATEMENT PERIOD
Dec 1 - Dec 31, 2025

\$0.03

TOTAL ENDING BALANCE
IN ALL ACCOUNTS

Account Summary

ACCOUNT NAME	Dec 1	Dec 31
360 Checking...3046	\$1,428.72	\$0.03
All Accounts	\$1,428.72	\$0.03

Cashflow Summary

+ \$0.03	INTEREST EARNED THIS PERIOD
- \$0.00	OVERDRAFT AND RETURN ITEM FEES THIS PERIOD
- \$0.00	FINANCE CHARGES THIS PERIOD

360 Checking - 36368413046

JOINT WITH JACOB JONES

0.09%

ANNUAL PERCENTAGE YIELD
(APY) EARNED

\$0.12

YTD INTEREST AND BONOUSES

31

DAYS IN STATEMENT
CYCLE

Exhibit 8

BUREAU of VITAL STATISTICS

CERTIFICATION OF BIRTH

STATE FILE NUMBER: 109-2002-033896

DATE ISSUED: SEPTEMBER 23, 2025

DATE FILED: MARCH 14, 2002

CHILD'S NAME: JACOB PAUL JONES

DATE OF BIRTH: MARCH 11, 2002

SEX: MALE

COUNTY OF BIRTH: CITRUS COUNTY

MOTHER'S NAME: LISA ANN PRUITT
(NAME PRIOR TO FIRST MARRIAGE, IF APPLICABLE)

FATHER'S NAME: WILLIAM STEWART JONES



, STATE REGISTRAR

APP: 2025719220

REQ: 2028289796

THE ABOVE SIGNATURE CERTIFIES THAT THIS IS A TRUE AND CORRECT COPY OF THE OFFICIAL RECORD ON FILE IN THIS OFFICE.

WARNING:

THIS DOCUMENT IS PRINTED OR PHOTOCOPIED ON SECURITY PAPER WITH WATERMARKS OF THE GREAT SEAL OF THE STATE OF FLORIDA. DO NOT ACCEPT WITHOUT VERIFYING THE PRESENCE OF THE WATERMARKS. THE DOCUMENT FACE CONTAINS A MULTICOLORED BACKGROUND, GOLD EMBOSSED SEAL, AND THERMOCHROMIC FL. THE BACK CONTAINS SPECIAL LINES WITH TEXT. THE DOCUMENT WILL NOT PRODUCE A COLOR COPY.



* 4 8 4 6 5 4 6 1 *

DH FORM 1946 (08/01/2022)

CERTIFICATION OF VITAL RECORD

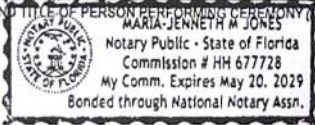


Exhibit 9

Department of Health • Vital Statistics
STATE OF FLORIDA
MARRIAGE RECORD
 TYPE IN UPPER CASE
 USE BLACK INK
 This license not valid unless seal of Clerk,
 Circuit or County Court, appears thereon.

(STATE FILE NUMBER)

2025ML2303383
 (APPLICATION NUMBER)

APPLICATION TO MARRY			
1. NAME OF SPOUSE (First, Middle, Last) JOAO SILVEIRA		1b. MAIDEN SURNAME (if applicable) SILVEIRA	2. DATE OF BIRTH (Month, Day, Year) 02/27/2003
3a. RESIDENCE - CITY, TOWN, OR LOCATION INVERNESS	3b. COUNTY CITRUS	3c. STATE FLORIDA	4. BIRTHPLACE (State or Foreign Country) BRAZIL
5. NAME OF SPOUSE (First, Middle, Last) JACOB PAUL JONES		5b. MAIDEN SURNAME (if applicable) JONES	6. DATE OF BIRTH (Month, Day, Year) 03/11/2002
7a. RESIDENCE - CITY, TOWN, OR LOCATION INVERNESS	7b. COUNTY CITRUS	7c. STATE FLORIDA	8. BIRTHPLACE (State or Foreign Country) FLORIDA
WE THE APPLICANTS NAMED IN THIS CERTIFICATE, EACH FOR HIMSELF OR HERSELF, STATE THAT THE INFORMATION PROVIDED ON THIS RECORD IS CORRECT TO THE BEST OF OUR KNOWLEDGE AND BELIEF, THAT NO LEGAL OBJECTION TO THE MARRIAGE NOR THE ISSUANCE OF A LICENSE TO AUTHORIZE THE SAME IS KNOWN TO US AND HEREBY APPLY FOR LICENSE TO MARRY			
9. SIGNATURE OF SPOUSE (Sign full name using black ink) <i>Joao Silveira</i>		10. SUBSCRIBED AND SWORN TO BEFORE ME ON (DATE) 07/09/2025	
11. TITLE OF OFFICIAL TRACI PERRY, CLERK OF COURTS		12. SIGNATURE OF OFFICIAL (Use black ink) <i>Traci Perry</i>	
13. SIGNATURE OF SPOUSE (Sign full name using black ink) <i>Jacob Paul Jones</i>		14. SUBSCRIBED AND SWORN TO BEFORE ME ON (DATE) 07/09/2025	
15. TITLE OF OFFICIAL TRACI PERRY, CLERK OF COURTS		16. SIGNATURE OF OFFICIAL (Use black ink) <i>Traci Perry</i>	
LICENSE TO MARRY			
AUTHORIZATION AND LICENSE IS HEREBY GIVEN TO ANY PERSON DULY AUTHORIZED BY THE LAWS OF THE STATE OF FLORIDA TO PERFORM A MARRIAGE CEREMONY WITHIN THE STATE OF FLORIDA AND TO SOLEMNIZE THE MARRIAGE OF THE ABOVE NAMED PERSONS THIS LICENSE MUST BE USED ON OR AFTER THE EFFECTIVE DATE AND ON OR BEFORE THE EXPIRATION DATE IN THE STATE OF FLORIDA IN ORDER TO BE RECORDED AND VALID			
17. COUNTY ISSUING LICENSE CITRUS	18. DATE LICENSE ISSUED 07/09/2025	18a. DATE LICENSE EFFECTIVE 07/12/2025	19. EXPIRATION DATE 09/07/2025
20a. SIGNATURE OF COURT CLERK OR JUDGE <i>Traci Perry</i>		20b. TITLE CLERK OF THE COURT	20c. BY D.C. HH
CERTIFICATE OF MARRIAGE			
I HEREBY CERTIFY THAT THE ABOVE NAMED SPOUSES WERE JOINED BY ME IN MARRIAGE IN ACCORDANCE WITH THE LAWS OF THE STATE OF FLORIDA			
21. DATE OF MARRIAGE (Month, Day, Year) July 14, 2025		22. CITY, TOWN, OR LOCATION OF MARRIAGE 2659 E. Gulf To Lake Highway Inverness FL 34453	
23a. SIGNATURE OF PERSON PERFORMING CEREMONY (Use black ink) <i>Maria</i>		23c. ADDRESS (Of person performing ceremony) 2659 E. Gulf To Lake Highway Inverness FL 34453	
23b. NAME AND TITLE OF PERSON PERFORMING CEREMONY (Or notary stamp) MARIA JENNETH H. JONES 		24. SIGNATURE OF WITNESS TO CEREMONY (Use black ink) <i>Kayla Harden</i>	
		25. SIGNATURE OF WITNESS TO CEREMONY (Use black ink) <i>[Signature]</i>	
INFORMATION BELOW FOR USE BY VITAL STATISTICS ONLY - NOT TO BE RECORDED			

Unique Code : BAA-CACCBGCCAEIEB-BCABH-CACFAECHAIFDCHFF-H Page 1 of 1



SEAL

CERTIFIED TO BE A TRUE COPY
TRACI PERRY
CLERK OF THE CIRCUIT COURT
AND COMPTROLLER
 BY *[Signature]* D.C.
 THIS 15 DAY OF July 20 25



DH Form 743, D/2015, Florida Administrative Code Rule 64V-1.020 (Obsoletes Previous Editions)

I HEREBY CERTIFY THAT THIS DOCUMENT IS A TRUE AND CORRECT COPY OF AN OFFICIAL RECORD OR A DOCUMENT FILED IN THE OFFICE OF THE CITRUS COUNTY CLERK OF THE CIRCUIT COURT AND COMPTROLLER. THIS DOCUMENT MAY HAVE REDACTIONS AS REQUIRED BY LAW.



Digitally signed by Traci L Perry
 Date: 2025.07.15 14:10:16 -04:00
 Citrus County Clerk of the Circuit Court and Comptroller
 Location: 120 North Montgomery Ave., Inverness, FL 34450

Exhibit 10

FDLE

Florida Department of
Law Enforcement

J. Mark Glass
Commissioner

Criminal Justice Information Services
Post Office Box 1489
Tallahassee, Florida 32302-1489
(850) 410-7100
www.fdle.state.fl.us

Ron DeSantis, Governor
Ashley Moody, Attorney General
Jimmy Patronis, Chief Financial Officer
Wilton Simpson, Commissioner of Agriculture

February 07, 2025

JOAO SILVEIRA
9002 SHINE DRIVE
KISSIME, FL 34747

Dear Sir or Madam:

Based on the information provided, a search through the files of the Florida Department of Law Enforcement has returned no Florida record for the following individual:

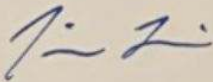
JOAOLUCAS SILVEIRA

Race - Unknown
DOB - 02/27/2003

Sex - Male
SSN - N/A


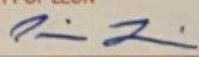
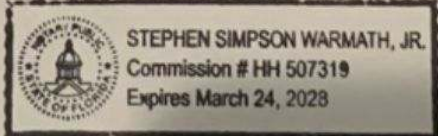

Failure to supply the required information (name, race, sex and date of birth) will greatly reduce our chances of reasonably associating your subject with a possible record in our extensive files. If we may be of further assistance, do not hesitate to contact Criminal History Services at (850) 410-8161.

Sincerely,



Tillman Lewis
Criminal Justice Information Analyst
II
Criminal History Services

TL/aw

	STATE OF FLORIDA COUNTY OF LEON 
	Administrator, Criminal History Services Florida Dept. of Law Enforcement Sworn and subscribed before me by means of <input checked="" type="checkbox"/> physical presence or <input type="checkbox"/> online notarization, this 7 day of FEBRUARY 20 25 By <u>Tillman Lewis</u> who is personally known to me. 



No 074001822026

Ministry of Justice and Public Security
Federal Police

ePol-SINIC
National Criminal Information System
Police Certificate

The Federal Police **CERTIFIES**, after a search in the National Criminal Information System - SINIC, that, as of this date, **THERE IS NO** final conviction recorded in the name of **JOÃO LUCAS ROCHA SILVEIRA**, Brazilian nationality, son of CELIO SILVEIRA and ANA KEZIA ALMEIDA ROCHA SILVEIRA, born on 02/27/2003, from Espigão D'Oeste-RO CPF 015.630.152-00, passport YE640548.

This certificate was issued on **03/18/2026 at 3:30 p.m.** (Brasília/DF time GMT-3) based on the information provided and will only be valid upon presentation of an identification document for data confirmation.

The authenticity of this certificate can be confirmed by scanning the QR Code or by accessing the Federal Police website at "<https://servicos.pf.gov.br/epol-sinic-publico/validar-cacf>", and entering the certificate number 074001822026.

I, André Vinícius Inacio Penna Mello, telephone number 415 425-2508, mailing address P.O. Box 90487, San Diego, CA 92169, certify that the professional translation of this document from Portuguese to English has been performed by myself, a qualified translator fluent in both languages, and that the following is an accurate and complete translation of the document.

Date: March 19, 2026



Nº 074001822026

Ministério da Justiça e Segurança Pública
Polícia Federal

ePol - SINIC
Sistema Nacional de Informações Criminais
Certidão de Antecedentes Criminais

A Polícia Federal **CERTIFICA**, após pesquisa no Sistema Nacional de Informações Criminais - SINIC, que, até a presente data, **NÃO CONSTA** condenação com trânsito em julgado em nome de **JOAO LUCAS ROCHA SILVEIRA**, país de nacionalidade Brasil, filho(a) de CELIO SILVEIRA e ANA KEZIA ALMEIDA ROCHA SILVEIRA, nascido(a) aos 27/02/2003, natural de Espigão D'Oeste-RO, CPF 015.630.152-00, passaporte YE640548.

Esta certidão foi expedida em **18/03/2026** às **15:30** (horário de Brasília/DF GMT-3) com base nos dados informados e somente será válida com a apresentação de documento de identificação para confirmação dos dados.

A autenticidade desta certidão poderá ser confirmada por meio da leitura do QR Code ou acessando a página da Polícia Federal, no endereço "<https://servicos.pf.gov.br/epol-sinic-publico/validar-cac/>", e digitando o número da certidão 074001822026.


Exhibit 11

Atestado Psicológico

Atesto para os devidos fins que: JOÃO LUCAS ROCHA SILVEIRA, DOCUMENTO: YE640548, esteve sob meus cuidados para atendimento psicológico, por consequência de traumas sofridos durante o transcurso de sua viagem do Brasil para os E.U.A e por conta da extrema transfobia existente em seu país de origem.

De acordo com o relato do paciente, sob promessa feita por um agente (coiote) de uma viagem tranquila e segura, acabara por se envolver em uma cilada que a partir de sua narrativa, remontaria à um filme de terror. Ao chegar até o México, junto a um grupo de pessoas, o paciente relata ter sido levado à um hotel onde comida e água, lhes eram negados todos o tempo em que permaneceu ali. Teve seu telefone subtraído e depois de alguns dias, começou uma viagem onde nada lhe era dito, comida e água não haviam e era extorquido todo o tempo sob falsas promessas de segurança. Ao chegar em outra cidade, relata ter sofrido tentativa de estupro ao que de acordo com ele, o teria deixado traumatizado e teria por conta deste evento, pesadelos que até hoje, a assombram acompanhados de ideação suicida. O paciente relata ainda que, após chegar em Território Americano, ainda precisou arcar com uma dívida enorme sob ameaça de morte a ele e à sua família.

A partir do relato do paciente, orientamos ao mesmo que desse continuidade a seu tratamento psicoterápico e que buscasse meios legais para permanecer nos E.U.A, visando assim, tratamento especializado para minimizar remir os sintomas de ansiedade, decorrente do trauma que viveu.



VIVIANE FRANÇA ÁGUILA

PSICÓLOGA CLÍNICA

CRP: 35.868

Viviane França Águila
Psicóloga Clínica
CRP: 35.868

Psychological Report

I certify for all due purposes that: JOÃO LUCAS ROCHA SILVEIRA, DOCUMENT: YE640548, was under my care for psychological care, because of trauma suffered during his journey from Brazil to the USA and due to extreme transphobia, that exists in his country of origin.

According to the patient's report, under the promise made by an agent (coyote) of a peaceful and safe journey, he ended up getting involved in a trap that, according to his narrative, would be reminiscent of a horror movie. Upon arriving in Mexico, together with a group of people, the patient reports having been taken to a hotel where they were denied food and water the entire time he remained there. His phone was stolen, and after a few days, he began a journey where nothing was said to him, food and water were not available, and he was extorted all the time under false promises of safety. Upon arriving in another city, he reports having suffered an attempted rape which, according to him, left him traumatized and, because of this event, he had nightmares that haunt him to this day, accompanied by suicidal ideation. The patient also reports that, after arriving in the American Territory, he still had to bear a huge debt under threat of death to himself and his family.

Based on the patient's report, we advised him to continue his psychotherapeutic treatment and to seek legal means to remain in the USA, thus seeking specialized treatment to minimize the symptoms of anxiety, resulting from the trauma he experienced.

[ILLEGIBLE SIGNATURE]

VIVIANE FRANÇA ÁGUILA

CLINICAL PSYCHOLOGIST

CRP [=Professional ID]: 35.868

[STAMP]

Viviane França Águila

Clinical Psychologist

CRP [=Professional ID]: 35.868

CERTIFICATION OF TRANSLATION ACCURACY

Document Type: Psychological Report
Source Language: Portuguese
Target Language: English
Number of pages: 01
Order #: INV-13141



Roxo (“we” or “our”) is a Corporate Member of the American Translators Association (ATA), and is a professional translation agency. We are not related in any way to the client for whom this translation was completed. We hereby certify that the document described above has been translated by our experienced and qualified professional contract translator, fluent in and competent to translate from the source to the target languages. In our best judgment, the translated text accurately reflects the content, meaning and style of the original text, and constitutes in every respect a correct, true and complete translation of the original document.

Our certification relates to the correctness of the translation only. We do not guarantee that the original document is genuine, nor do we guarantee that the statements contained in the original document are true. Furthermore, we assume no liability for the way in which the translation is used by our client or any third party, including end-users of the translation.

A copy of the translation is attached to this certification.

Sincerely,

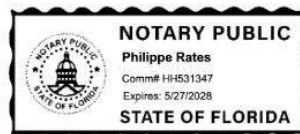
Thiago Loss
Roxo Translations
Dated: **December 19, 2024**
State of Florida



County of Orange

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

Subscribed and sworn to (or affirmed) before me on **December 19, 2024** by Thiago Loss proved to me on the basis of satisfactory evidence to be the person who appeared before me.



Notary Public Signature

Proof of Service

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

Respondent Motion to Reopen

To the following:

Office Location: Office of the Chief Counsel Department of Homeland Security 900 Market Street, Suite 504 Philadelphia, PA 19107	Mailing Address: US Immigration and Customs Enforcement US Department of Homeland Security 900 Market Street, Suite 504 Philadelphia, PA 19107
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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.



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