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
WASHINGTON IMMIGRATION COURT
915 2nd Avenue, Suite 613
Seattle, WA 98174

In the Matter of	)	
Calixto Melo de Souza Junior	)	**File No. A- 245 476 519**
Josiane Ferreira dos Santos Melo	)	**File No. A- 245 476 574**
Anna Luiza Ferreira de Melo	)	**File No. A- 245 476 613**
Emilly Beatriz Ferreira de Melo	)	**File No. A- 245 476 604**
Victor Ferreira da Silva	)	**File No. A- 245 476 624**
In Removal Proceedings	)	

Immigration Judge: Parchert, Brett M.

Next Hearing: March 12, 2026 at 9:30 am.

RESPONDENTS' WRITTEN PLEADINGS

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	)	
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RESPONDENTS' WRITTEN PLEADINGS

COMES NOW, Otavio Silva, counsel for the above-referenced respondent, and makes the following representation:

1. The Respondents concede proper service of the Notice to Appear, dated November 18, 2023.
2. I have explained to the respondent:
    a. The rights set forth in 8 C.F.R. § 1240.10(a);
    b. The consequences of failing to appear in court as set forth in INA § 240(b)(5);
    c. The limitation on discretionary relief for failure to appear is set forth in INA § 240(b)(7);
    d. The consequences of knowingly filing or making a frivolous application as set forth in INA § 208(d)(6);
    e. The requirement to notify the court within five days of any change of address or telephone number, using Form EOIR-33/IC pursuant to 8 C.F.R. § 1003.15(d)
3. The respondents admit the allegation of **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.

4. The Respondent admits the stipulated allegations 1 through 4 in the Notice to Appear, corresponding to:
   a) The Respondent is not a citizen or national of the United States;
   b) The Respondent is a native of Brazil and a citizen of Brazil;
   c) The Respondent arrived in the United States at or near Tecate, California, on or about November 18, 2023;
   d) The Respondent was not then admitted or paroled after inspection by an Immigration Officer.
5. The respondents concede the charge(s) of removability.

6. In the event of removal, the respondents **decline to designate a country of removal.** The respondents will be applying for the following forms of relief from removal:
   a) **Asylum, Withholding of Removal, and protection under the Convention Against Torture:** A Form I-589 has already been filed and is part of the Respondents' record;
   b) Any other relief for which the Respondent may be eligible.

7. If background and security investigation is required, the respondents will comply with instructions to be received by the DHS. I will explain the biometric instructions to the respondents. In addition, I will explain to the respondents that, under 8 C.F.R. § 1003.47(d), failure to provide biometrics or other biographical information within the time allowed will constitute abandonment of the application unless that respondents demonstrates that such failure was the result of good cause.

8. The Respondent estimates that the individual merits hearing will take approximately **three (3) hours**. Accordingly, she respectfully requests that the Court reserve sufficient time for the conduct of the hearing.

9. The respondents speak **Brazilian Portuguese** as their first language. Therefore, respondents

respectfully request an interpreter for future hearings.

10. Based on the foregoing, counsel respectfully requests that the Court accept these Written Pleadings.

Respectfully,

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

Exhibit list

Exhibits:	Pages:
Exhibit 1	
Respondent's Pleading Declaration with English Translation	1-2

Exhibit 1

RESPONDENT'S PLEADING DECLARATION

I, Calixto Melo de Souza Júnior (A- 245 476 519), , declare, under penalty of perjury, that I am a native of Brazil and my native language is Portuguese. I am not fluent in English and cannot fully and adequately understand communication in the language.

I, Calixto Melo de Souza Júnior, have been advised of my rights in these proceedings by my attorney and representative. I understand those rights. I waive a further explanation of those rights by this court.

I have been advised by my attorney and representative of the consequences of failing to appear for a hearing. I have also been advised by my attorney of the consequences of failing to appear for a scheduled date of departure or deportation. I understand those consequences.

I have been advised by my attorney and representative of the consequences of knowingly filing a frivolous asylum application. I understand those consequences.

I have been advised by my attorney and representative of the consequences of failing to follow the DHS biometrics instructions within the time allowed. I understand those consequences.

I understand that if my mailing address changes, I must notify the court within 5 days of such change by completing an Alien's Change of Address Form (Form EOIR-33/IC) and filing it with this court.

Finally, my attorney or representative has explained to me what this Written Pleading says. I understand it, I agree with it, and I request that the court accept it as my pleading.

/ SIGNATURE/

Date: 02/23/2026

CALIXTO MELO DE SOUZA JUNIOR

I, André Vinicius 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: February, 23, 2026

ANDRÉ VINICIUS INACIO PENNA MELLO

DECLARAÇÃO DE PLEITOS FINAIS

Eu, Calixto Melo de Souza Júnior (A- 245 476 519), declaro, sob pena de perjúrio, que eu sou nativo do Brasil e o meu idioma nativo é o português. Eu não sou fluente em inglês e não consigo entender a comunicação no idioma de forma ampla e adequada.

Eu, Calixto Melo de Souza Júnior fui informado sobre meus direitos neste processo pelo meu advogado e representante. Eu entendo esses direitos. Renuncio a uma explicação adicional desses direitos por este tribunal.

Fui informado pelo meu advogado e representante sobre as consequências de não comparecer a uma audiência. Também fui informado pelo meu advogado sobre as consequências de não comparecer a uma data programada de partida ou deportação. Eu entendo essas consequências.

Fui informado pelo meu advogado e representante sobre as consequências de apresentar conscientemente um pedido de asilo frívolo. Eu entendo essas consequências.

Fui informado pelo meu advogado e representante sobre as consequências de não seguir as instruções biométricas do DHS dentro do prazo permitido. Eu entendo essas consequências.

Entendo que, se meu endereço de correspondência mudar, devo notificar o tribunal dentro de 5 dias após essa mudança, preenchendo um Formulário de Mudança de Endereço de Estrangeiro (Formulário EOIR-33/IC) e apresentando-o a este tribunal.

Finalmente, meu advogado e representante me explicou o que esta Declaração Escrita diz. Eu entendo, concordo e solicito que o tribunal aceite a minha declaração.

Calixto Melo de Souza Junior

CALIXTO MELO DE SOUZA JUNIOR

Data: 02/23/2026