

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 08-4806

XIUMING JIANG,

Petitioner

v.

ATTORNEY GENERAL OF THE UNITED STATES,

Respondent

On Petition for Review of an Order
of the Board of Immigration Appeals
Immigration Judge: Honorable Eugene Pugliese
(No. A077-322-643)

Argued March 09, 2010

Before: AMBRO, SMITH, and MICHEL, * Circuit Judges

JUDGMENT

This cause came on to be heard on the record before the Board of Immigration Appeals and was argued by counsel on March 09, 2010.

On consideration whereof, IT IS ORDERED AND ADJUDGED by this Court that the that the petition for review is hereby granted, the final order of removal of the

*The Honorable Paul R. Michel, Chief Judge of the United States Court of Appeals for the Federal Circuit, sitting by designation.

Board of Immigration Appeals dated November 28, 2008, is vacated, and the case remanded to the Board of Immigration Appeals for further proceedings consistent with this order. All of the above in accordance with the opinion of this Court.

ATTEST:

/s/ Marcia M. Waldron
Clerk

Dated: 10 May 2010

The seal of the United States Court of Appeals for the Third Circuit is circular, featuring an eagle with wings spread, perched on a shield. The shield is supported by two figures. The eagle is surrounded by a ring of stars. The text "UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT" is inscribed around the perimeter of the seal.
Certified ~~as a true copy~~ and issued in lieu
of a formal mandate on 1 July 2010
Teste: *Marcia M. Waldron*
Clerk, U.S. Court of Appeals for the Third Circuit