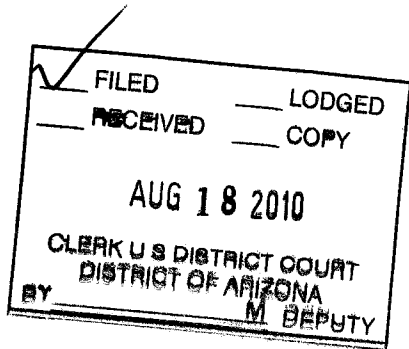


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D. Q. Mariette Do-Nguyen  
Kingdom of Heaven  
9450 Mira Mesa Blvd. #C417  
San Diego, CA 92126  
Tel. (858) 689-0445  
Email: D.Q\_Mariette@wdcic.org  
Website: www.wdcic.org



**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

UNITED STATES OF AMERICA	)	CASE NO.: 10-CV-01413-PHX-SRB
Plaintiff,	)	APPEALING COURT RULING AND MOTION
vs.	)	FOR JOIN THE PARTIES, IN SUPPORT
STATE OF ARIZONA	)	STATE OF ARIZONA'S SB1070
JANICE K BREWER, Governor	)	IMMIGRATION LAW, AND SEEKING
Sate of Arizona, in her	)	FEDERAL IMMIGRATION RAPIDLY
Official Capacity	)	REPAIR ITS ERRORS FOR ONLY LIVING
Defendants.	)	SIBLING IMMIGRANT IN USA ORDER

**FACTS CAUSE OF ACTIONS**

1. I, Mariette Do-Nguyen, a legal immigrant from Vietnam during the evacuation of 1975, sponsored by the United States government, became a U.S. citizen in June, 1982. My only living sibling, her family members and I are victims of the former United States President Ronal Regan's illegal immigrant amnesty, Federal government officials abuse their authorities who do not enforce Federal Immigration laws, and Immigration Naturalization Services employees did not performance their duties correctly!

2. Prior to I worked for the United States Department of Navy, Defense Attache Office, I was a Laundry and Tailor Services Contractor for the Second

1 Squadron, 11<sup>th</sup> Calvary Regiment, Department of Army for years, and my only  
2 living sibling, Men thi Do worked at the front counter. Exhibit A

3 3. After my Linh Trang Laundry and Tailor concessionaire end, my only  
4 living sibling worked for th USARV/MACV SUPCOM. Exhibit B

5  
6 4. After the U.S. military left Vietnam, I worked as a local employee for  
7 the United States Defense Attaché Office for years before the evacuation in  
8 April 1975. Before my immediate supervisor, the United States Civil Services  
9 GS-15, Ralph Yates told me he had to leave Vietnam. He told me that I must  
10 take my family and leave the country right away. I asked him why I had to  
11 leave my country. I still remember exactly what he said to me, "If you do not  
12 leave early, at last you must go to the beach, and whatever you can grasp,  
13 wood log or anything to keep you floating, hang on to it, and wait for a United  
14 States ship to pick you up!" It was very frightening and I thought, "If this is  
15 the case, then all my four children from the age of three to twelve will surely  
16 die in the ocean!" Exhibits C.

17 a. I decided to find out more about the location where we would be  
18 evacuated to. I talked to more of my co-workers who were American Civil  
19 Service Workers, and they told me the same thing my immediate supervisor  
20 told me.

21 b. I decided of find out from the top of the USAF Colonel Julian C.  
22 Johnson, Jr., Chief Logistics Branch. I used the format evacuation letter given  
23 to us, and I prepared a letter for my family, and I walked into his office for his  
24 signature. Again, I asked him for information regarding the location where  
25 they would take us. His response was exactly the same as what my immediate  
26 supervisor had given me previously.

27 c. After the most fearful three months journey of my adult life since my  
28 birth, we arrived in San Diego. Throughout this time and until these days, I  
dearly missed my beloved mother, my only living sister, and her children!

1 About a year later, after I settled in San Diego, California, I received a letter  
2 from a family relative, informing me that my mother had died one day after I  
3 left Vietnam, on April 29, 1975. Then in 1981, I learned of the United States  
4 federal law allowing me to sponsor my only living sister and her family.

5 5. On March 12, 1981, I went to the office of the United States Catholic  
6 Conference, Immigration and Refugee Services, where I filled out an  
7 application (Vietnamese version) to sponsor my sister, her husband, and their  
8 children. After I became a U.S. citizen in June 1982, I informed Federal  
9 Immigration that I became a U.S. citizen, and **I received a Notice of Approval  
10 Petition for my only sibling sister and her family to immigrant to the  
11 United States filed December 17, 1985 and approval effective January 15,  
12 1986. I was full of joy and waited for my sister and her family unite with  
13 me and my children.** Exhibit D

14 6. Shortly after I left workforce in April 1994 for took leave of absent,  
15 from I physically attacked by spiritual forces. These forces were very powerful  
16 that my head and my physical body unable to performance my duties as  
17 Insurance Field Underwriter. My sister and her husband called me from  
18 Vietnam, they informed me of they received letter for interview to come to the  
19 United States. It was unreal to me. I frankly did not believe them because two  
20 reasons:

21 a. **I am her sponsor, and I did not and still have not received  
22 notification from Immigration and U.S. Embassy in Vietnam, regard to  
23 the case of my sister and her family were called for interview for  
24 immigrant to the United States.**

25 b. My sister Men did not read English good enough to understand  
26 English written correspondences.

27 c. Due to Federal Immigration and the United States officials in U.S.  
28 Embassy Vietnam did not notify me, my disabled income dropped that I did

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San Diego, CA 92126  
<http://www.wdcic.org>

1 not qualify for contact the Immigration at that time. I believed once I feel  
2 better and return to workforce, I absolutely will contact Immigration  
3 Naturalization Service to inquiry of whether it was true or not of my sister and  
4 her husband told me on telephone.

5 7. Since 1981 to before April 1994, before I became disable, I wrote to  
6 many Federal legislators representing the State of California, tried to get my  
7 sister and her family unite with me and my children result were no fruit, and I  
8 very disappointed of their public services.

9 8. But during the year of 1998, I contacted the Orderly Departure  
10 Program in Bangkok, Thailand, and I received a response letter, dated  
11 December 16, 1998. I spoke to Pam Lewis, who was Congressional Officer,  
12 and she told me to work with the people in Bangkok, Thailand. The letter  
13 informed me that my sister's file was canceled because I did not contact them  
14 within one year. How in the world I can contact them within one year for I  
15 have absolutely nothing with me of the one year limitation, because they did  
16 not informed me of they interview my sister letter? Exhibit E

17 9. Pam Lewis told me, I must reapply for them. I did not reapply for the  
18 reason of my original Petition for my sister and her family already approval! I  
19 did and will not reapply that will take over another thirteen years which I may  
20 dead. It also my sister children will all over 21 years old.

21 10. I contacted the Immigration and Naturalization Services. In its  
22 response to me letter of April 5, 2000, by Surrena M. Mowlin, Supervisor of  
23 Information Operation Unit, she wrote on exhibit F as following:

24  
25 *"The NVC will maintain the approved petition and accompanying*  
26 *documentation, until the time that it is forwarded to the American*  
27 *Consulate or Embassy abroad for final processing."*

28 It continued, *"The issuing of visas with which to seek admission*

1 to the United State is a function of the American consular officials  
2 serving abroad under the jurisdiction of the Department of the  
3 States. **They have sole authority to issue visas and to**  
4 **determine requirements for them in specific cases,** as  
5 prescribed in the Immigration and National Act. That Act is  
6 legislation enacted by the United States Congress. Neither the  
7 President nor any official of INS has the authority to modify the  
8 law.”

9 **Based on my research, consular in the U.S. Embassy Ho Chi Minh**  
10 **City was the one who responsible for interviewing my sister and her**  
11 **family. They were the one who sent out notification to my sister**  
12 **without send notification to me for interview during the year my sister**  
13 **and her husband notified me before year 1998.**

14 11. These leaders are abusing the authority of their position in suing  
15 the State of Arizona and its Governor, prevent the State of Arizona's  
16 Immigration law in effect is for Washington Federal government leaders  
17 **rewarding** illegal immigrants, who **broke the United States Federal**  
18 **Immigration laws.** Now the federal law punishes U.S. citizens who are  
19 sponsoring parents and or siblings, and punishes foreigners who comply with  
20 the United States Federal Immigration laws and are waiting in line for an  
21 interview to get immigrant's visa.

22 12. The United States Federal government's suit to prevent Arizona's  
23 Immigration law going into effect is an action where they publicly of indirectly  
24 tell American citizens and the global public, "Hey, we are the United States  
25 Federal government leaders and officials! We are breaking our own Federal  
26 government immigration laws! We are telling foreigners that you do not need  
27 to apply and stay in line for an immigration visa to come to our country! You  
28 just come on in illegally; we will abuse our Federal government position and  
protect you by provide you sanctuaries for live in our country illegally or will

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1 violated our country's laws like you and give you amnesty!"

2  
3 13. Many hundred thousand or many million people have complied  
4 with the United States Federal laws, waiting in line for years to immigrant in  
5 United States legally, but have never received approval. The former U.S.  
6 President Ronald Regan punished them for complying with the United States  
7 Federal immigration laws, for he rewarded illegal immigrants with amnesty! In  
8 fact, my sister and her family were punished because they waited in line to  
9 come to the United States and never got interview by the United States  
10 Immigration Department.

11 14. Regan's illegal immigrant amnesty and Federal government leaders  
12 and officials abandon and incorrectly enforcement of the Federal Immigration  
13 title 8, Chapter 12, Subchapter II, Part VIII, Section 1324 & title 8, Chapter 12  
14 Subchapter I, Section 1101 seriously hurt American citizens and legal  
15 immigrants badly. They illegally put very heavy financial loads on taxpayers,  
16 result heavenlier contributing to Federal and states deficit budged, high rate  
17 unemployment, and economic recession.

### 18 CONCLUSION

19 I respectfully request this Court to grant my Motion to Join the  
20 Parties, my only living sibling (sister), her husband, her children and  
21 grand children (Exhibit G) to quickly immigrant in the United States,  
22 that will slowly heal our badly wounds that we embracing for the last  
23 over thirty-five years.

24 Respectfully submitted,

25  
26 

27 Dated: August 17, 2010

28 D. Q. Mariette Do-Nguyen

**PROOF OF SERVICE**

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I hereby certify that on the 13<sup>th</sup> day of August 2010, I caused to be served upon the following counsels a true and correct copies of **APPEALING COURT RULING AND MOTION FOR JOIN THE PARTIES, IN SUPPORT STATE OF ARIZONA'S SB1070 IMMIGRATION LAW, AND SEEKING FEDERAL IMMIGRATION RAPIDLY REPAIR ITS ERRORS FOR ONLY LIVING SIBLING IMMIGRANT IN USA ORDER** and exhibits by United States postal service fist class mail facsimile services.

Tony West , Dennis K. Burke  
Arthur R. Goldberg , Joshua Wilkenfeld  
Varu Chilakamarri  
US Department of Justice  
Civil Division - Federal Program Branch  
20 Massachusetts Ave NW  
Washington, DC 20530

Edwin S. Kneedler  
U.S. Department of Justice  
Office of the Solicitor General  
950 Pennsylvania Ave., Room 5139  
Washington, DC 20003

John J. Bouma , Robert A. Henry  
Joseph G. Adams  
SNEIL & WILMER, L.L.P.  
One Arizona Center  
400 E. Van Buren  
Phoeniz, AR 85004

Joseph A. Kanefield  
Office of Governor Janice K. Brewer  
1700 W. Washington, 9<sup>th</sup> Floor  
Phoenix, AZ 85007

U.S. Ambassador Michael W. Michalak  
c/o Consul General Kenneth J. Fairfax  
U.S. Consulate General in Ho Chi Minh City  
4 Le Duan Blvd., District 1  
Ho Chi Minh City Vietnam  
Fax. # 011-84-8-3520-4244

I declare under penalty of perjury that this information is true.

Dated: August 17, 2010



D. Q. Mariette Do-Nguyen

D. Q. Mariette Do-Nguyen  
Kingdom of Heaven  
9450 Mira Mesa Blvd., #C417  
San Diego, CA 92126  
<http://www.wdcic.org>

## EXHIBITS LISTING

<u>Exhibits</u>	<u>Documents Titles</u>	<u>Number of pages</u>
A	Two letters from US Army Captai John Kennedy & LTC Lee E. Duke (Do-Nguyen's Laundry and Tailor Contractor with US Army, 2 <sup>nd</sup> Squaron, 11 <sup>th</sup> Eleven Calvary Regiment)	2
B	USARV/MACV SUPCOM's Notication of Personnel Action Reduction in Force, laid of Men Thi Do, Sep 2, 1972	1
C	Defense Attache Office reduction in force Notification, Apr 30, 1975, a laid off Tin Thi Do, aka Mariette Do-Nguyen	1
D	Immigration Sponsor Application (Vietnamese version), March 12, 1981 & Approval Petition filed Dec 17, 1985, <b>Date of Approval Petition, January 15, 1986</b>	2
E	Notice of cancellation, Dec 16, 1998 - <b>It was wrongly cancelled of Approval Immigration Petition Jan 15, 1986</b>	1
F	Immigration and Naturalization Service letter of April 5, 2000 informed wrongly cancelled Approval Immigration Petition by Consular officials serving abroad under jurisdiction of the Department of State.	1
G	Men Thi Do's current family members are waiting for immigrant In the United States	1

1  
/// END ///



EXH A

142

DEPARTMENT OF THE ARMY  
HEADQUARTERS, 2D SQUADRON, 11TH AIRBORNE CAVALRY REGIMENT  
APO San Francisco 96257

AWIC-VP

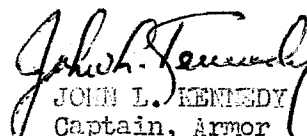
5 November 1968

Miss Do Thi Tin  
Linh Trang Laundry

Dear Miss Tin,

I want to take this opportunity to express my gratitude for the outstanding services that the Linh Trang laundry, under your management, provided the men of E Troop, 2d Squadron, 11th Airborne Cavalry Regt. Your service was always prompt, efficient and reliable. On several occasions, you were required to move many miles in order to deliver laundry. I can assure you that service of this type is very difficult to find and highly appreciated. Although I have recently relinquished command of my troop, I informed the new unit commander of your laundry's merit. I am sure that your continued services will be desired and I hope that the Linh Trang laundry will continue to prosper and provide the outstanding service in the future that it has in the past.

Sincerely,

  
JOHN L. KENNEDY  
Captain, Armor  
Adjutant

A  
292

DEPARTMENT OF THE ARMY  
HEADQUARTERS, 2D SQUADRON, 11TH ARMORED CAVALRY REGIMENT  
AFO San Francisco 96257

AVTC-YT

22 March 1969

SUBJECT: Request for Approval of Commercial Activity

Commanding Officer  
Long Binh - Bien Hoa Area Exchange  
AFO San Francisco 96357

1. References:

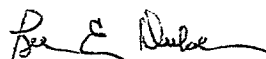
a. USARV Regulation 60-10, 5 Sep 68.

b. Letter, HQ USMACV, Subject: "Sales and Services in Competition with Vietnam Regional Exchange" dtd 25 February 1969.

2. In accordance with reference b. above, request that Miss Do Thi Tin, of Tam hier, Duc tu, Bien Hoa, RVN, be granted authority by the Vietnam Regional Exchange to operate a laundry, tailoring, and gift concession for the 2d Sqdn, 11th Armd Cav Regt, AFO 96257.

3. Over the past eighteen months Miss Tin has provided laundry and sewing services to various units of the 11th Armd Cav Regt in a number of Fire Support Bases throughout the Regimental Area of Operations. These services were often provided at great personal danger. Miss Tin traveled heavily mined roads, which had to be swept daily, to provide consistent service when others would not take the risk. Her services have been valuable morale and welfare factors for members of this command. They were often not available through any other agency at established field locations in a manner so responsive to the needs of members of this command. Miss Tin's standards of honesty and integrity have been above reproach in conducting business with this unit. Providing responsive services as well as excellent workmanship to the 2d Sqdn has become a matter of pride with Miss Tin and has had a positive effect on the morale, welfare and appearance of members of this command.

4. Temporary approval for the operation of Miss Tin's concession has been granted by LTC Smith of the Vietnam Regional Exchange Office in Long Binh pending action on this request. Early favorable consideration is requested.

  
LEE E. DUKE  
LTC, Armor  
Commanding

EXH C

DAO PERSONNEL PROCESSING CENTER  
NAVAL STATION, TREASURE ISLAND  
SAN FRANCISCO, CA. 94130

NOTIFICATION OF REDUCTION IN FORCE SEPARATION

EFFECTIVE 30 APRIL 1975, THE EMPLOYEES LISTED BELOW WERE REDUCED  
IN FORCE FROM THE U.S. DEFENSE ATTACHE OFFICE, SAIGON, RVN.

AUTHORITY- SECDEF WASHINGTON DC MESSAGE 162053Z MAY 75.

FINAL PAY TO INCLUDE FOUR WEEKS PAY IN LIEU OF REQUIRED ADVANCE  
NOTICE OF SEPARATION.

NAME	ID NUMBER	GRADE STEP
CHINH HOANG CONG	003869848	VGS-11 02
DUC PHAM MINH	003905563	VGS-07 04
KHANH NGUYEN THAI	003915382	VGS-11 09
VIEN DIEU NANG	004025733	VGS-05 10
BE LE VAN	004293786	VGS-11 01
VINH QUACH THU	004550987	VGS-11 01
BEO HUYNH THI	004743872	V- 01 01
TINH PHAM THI	004746468	VGS-07 02
HOI TRAN THI	004748868	V- 01 01
TIN DO THI Aka Mariette Do-Nguyen	004751521	VGS-05 02
SI DUONG VAN	004760217	VGS-11 01
MAI PHAM THI	004761354	VGS-05 06
PHUONG NGUYEN THI	004765395	VGS-09 03
VO NGUYEN THIEN	004902866	VGS-09 02
NGHIA LE TRUNG	004966354	VGS-09 01
VAN VU THI THANH	004980712	VGS-05 06
DO TRAN THI	005677363	VGS-05 10
LUONG LE THI NGUYET	005704246	VGS-09 06
ANH PHAM THI	006528299	VGS-05 01
TRUC NGUYEN BINH	007481632	VGS-11 01
THAM NGUYEN THI	007627766	V- 01 01
HOA CAO THI	007627803	VGS-04 05
LU TRAN NGOC	008258345	VGS-09 01
MANH LE THI	008354266	VGS-05 05
MIEN MAI THI	008355630	V- 01 01
THU MAI THI	008794826	VGS-05 04
THUY NGUYEN THI HOANG	008798966	VGS-05 02
LUU VU VAN	010020567	VGS-09 01
HIEP PHAM THI	000654608	VGS-05 01
MINH TRAN DINH	000690459	VGS-12 07

NVOD DEPARTMENT OF THE NAVY  
DIV/OFFICE SYMBOL AOSAF  
PAGE 107 OF 127 PAGES  
THIS LISTING ISSUED IN LIEU OF STANDARD FORM 50, NOTIFICATION OF  
PERSONNEL ACTION.

*Morris H. Wilson*  
MORRIS H. WILSON, DIRECTOR,  
LOCAL NATIONAL PERSONNEL OFFICE  
DAO PERSONNEL PROCESSING CENTER

EMPLOYEE COPY  
COMPTROLLER COPY  
FILE COPY  
MASTER FILE

LOCATION	
OUT OF CAMP	PENNINGTON
NO RECORD	EGGIN
CHAFFEE	INDIANTOWN GAP
GUAM	WAKE

EXH D



MIGRATION AND REFUGEE SERVICES

1312 MASSACHUSETTS AVENUE, N. W. • WASHINGTON, D. C. 20006  
202-266-8825      Telex: 248393 ATTR: MRS

10/2

Mẫu mới

ĐƠN XIN ĐOÀN TỤ GIA ĐÌNH  
(Thân Nhân Ở Việt-Nam)

Tên Người Đứng Đơn: TIN T. DO  
 Địa Chỉ Người Đứng Đơn (tại Hoa Kỳ): 3547 MOCCASIN AVE SANDIEGO, CA 92117  
 Tuổi của Người Đứng Đơn: 33 Nơi Sinh: NAM DINH VIETNAM  
 Ngày Người Đứng Đơn tới Hoa Kỳ: 5-25-75  
 Từ đâu tới: VIETNAM (Nước nào) CAMP PENDLETON (Trại Tỵ-Nạn Nao tại Hoa Kỳ)  
 Số "Alien Registration" (Ghi trên Mẫu I-94 hoặc Thẻ Xanh): A-21-347-114  
 Số Chứng-Chỉ Nhập-Tịch Mỹ (Nếu có): \_\_\_\_\_  
 Quy-chế Hiện-tại của Người Đứng-Đơn:  Tỵ-nạn (Chưa có quy-chế Thường-trú-nhân)  
 Xin đánh dấu  Thường-trú-nhân (Đã có Thẻ-Xanh)  
 Chủ-thích:  Đã có Bản đơn Mẫu I-130,  Công-dân Hoa-Kỳ  
 cũng xin điền mẫu này và gửi tới USCC/Washington, D.C.

Tôi làm đơn này để xin cho những thân nhân ghi tên dưới đây, hiện còn ở tại Việt-Nam được sang Hoa Kỳ đoàn-tụ với tôi. (Tôi chấp nhận để tên tuổi những người dưới đây được thông báo cho các giới hữu-trách như Cao-Ủy-Phủ Tỵ-Nạn Liên-Hiệp-Quốc, hoặc tất cả các cơ-quan, tổ-chức đặc trách chương-trình Đoàn-Tụ Gia-Đình, kể cả các giới-chức tại Việt-Nam). XIN ĐIỀN CẢ BÀN TIẾNG ANH VÀ THI THỰC CHỮ KÝ (mặt

TÊN THÂN NHÂN TẠI VIỆT-NAM	Ngày và Nơi Sinh	Liên-Hệ Gia-Đình với Tôi	Địa-Chỉ Rõ-Ràng và Mối-Nhất của Thân-Nhân tại Việt-Nam
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LÊ ĐỖ NHƯ HÀ	BIÊN HOA VIET NAM	CHAU	XÃ PHÚ THẠM
LÊ ĐỖ ANH QUYÊN	BIÊN HOA VIET NAM	CHAU	TỈNH ĐÔNG NAI
LÊ ĐỖ ANH TRINH	VIET NAM	CHAU	SOUTH VIETNAM

Người làm đơn ký tên: Trần Văn Do Ngày làm đơn: 3-12-81

UNITED STATES DEPARTMENT OF JUSTICE

IMMIGRATION AND NATURALIZATION SERVICE  
Western Adjudication Center

P.O. Box 73016  
San Ysidro, CA 92073

D  
2 of 2

NOTICE OF APPROVAL OF RELATIVE IMMIGRANT VISA PETITION

NAME AND ADDRESS OF PETITIONER

Mariette Tin Do  
3547 Mocassin Avenue  
San Diego, CA 92117

NAME OF BENEFICIARY DO, Men Thi	
CLASSIFICATION 203(a)(5)	FILE NO. I-130
DATE PETITION FILED 12-17-85	DATE OF APPROVAL OF PETITION 01-15-86

DATE: 01-24-85

The visa petition you filed has been approved. The beneficiary for whom you filed has been given the appropriate classification. Note the approval gives no assurance that the beneficiary will automatically be found eligible for visa issuance, admission to the United States or adjustment to lawful permanent resident status. Whether the beneficiary gets a visa is decided only when an application is made to a consular officer; whether the beneficiary is admitted or adjusts status in the United States is decided only when an application is made to an immigration officer.

1.  YOUR PETITION TO CLASSIFY THE BENEFICIARY AS AN IMMEDIATE RELATIVE OF A UNITED STATES CITIZEN HAS BEEN FORWARDED TO THE UNITED STATES CONSULATE AT \_\_\_\_\_ THIS COMPLETES ALL ACTION BY THIS SERVICE ON THE PETITION. THE UNITED STATES CONSULATE, WHICH IS PART OF THE DEPARTMENT OF STATE, WILL CONTACT THE BENEFICIARY AND GIVE INSTRUCTIONS ABOUT GETTING A VISA. QUESTIONS ABOUT GETTING A VISA SHOULD BE MADE TO THE UNITED STATES CONSUL.
2.  IF YOU BECOME A NATURALIZED CITIZEN OF THE UNITED STATES AND AN IMMIGRANT VISA HAS NOT YET BEEN ISSUED TO THE BENEFICIARY, NOTIFY THIS OFFICE IMMEDIATELY, GIVING THE DATE OF YOUR NATURALIZATION. IF THE PETITION WAS IN BEHALF OF YOUR SON OR DAUGHTER, PLEASE ADVISE WHETHER THAT PERSON IS STILL UNMARRIED. THIS INFORMATION MAY BE HELPFUL TO THE BENEFICIARY IN GETTING A VISA FASTER.
3.  YOUR PETITION FOR PREFERENCE CLASSIFICATION HAS BEEN FORWARDED TO THE UNITED STATES CONSULATE AT Bangkok THIS COMPLETES ALL ACTION BY THE SERVICE. THIS SERVICE DOES NOT ISSUE VISAS IN OTHER COUNTRIES. VISAS ARE ISSUED ONLY BY UNITED STATES CONSULS WHO ARE EMPLOYEES OF THE UNITED STATES DEPARTMENT OF STATE. WHEN THE BENEFICIARY'S TURN IS REACHED ON THE VISA WAITING LIST, THE UNITED STATES CONSUL WILL CONTACT THE BENEFICIARY AND GIVE INSTRUCTIONS ABOUT GETTING A VISA. VISAS ARE ISSUED ACCORDING TO THE DATE THE PETITION WAS FILED. QUESTIONS ABOUT GETTING A VISA SHOULD BE ADDRESSED TO THE UNITED STATES CONSUL.
4.  YOUR PETITION SAYS THAT THE BENEFICIARY IS IN THE UNITED STATES AND WILL APPLY TO BECOME A LAWFUL PERMANENT RESIDENT. THE ENCLOSED APPLICATION (FORM I-485) SHOULD BE COMPLETED AND SUBMITTED BY THE BENEFICIARY WITHIN 30 DAYS. (IF THE BENEFICIARY PREVIOUSLY SUBMITTED SUCH AN APPLICATION AND HAD IT RETURNED, IT SHOULD BE RESUBMITTED WITHIN 30 DAYS.)
5.  THE BENEFICIARY WILL BE INFORMED OF THE DECISION MADE ON THE PENDING APPLICATION TO BECOME A LAWFUL PERMANENT RESIDENT.
6.  THE PETITION SAYS THAT THE BENEFICIARY IS IN THE UNITED STATES AND WILL APPLY TO BECOME A LAWFUL PERMANENT RESIDENT. THE BENEFICIARY MAY NOT APPLY TO BECOME A PERMANENT RESIDENT, HOWEVER, UNTIL A VISA NUMBER IS AVAILABLE. INFORMATION ABOUT VISA NUMBERS MAY BE OBTAINED FROM THE UNITED STATES DEPARTMENT OF STATE, BUREAU OF CONSULAR AFFAIRS, WASHINGTON, D.C.
7.  ORIGINAL DOCUMENTS SUBMITTED IN SUPPORT OF YOUR PETITION UNACCOMPANIED BY COPIES HAVE BEEN MADE A PERMANENT PART OF THE PETITION. ANY OTHERS ARE BEING RETURNED WITH THIS FORM.
8.  REMARKS.

FS/gc/SND

VERY TRULY YOURS,

*J. J. Watson, Jr.*  
DIRECTOR

EXH E

ORDERLY DEPARTURE PROGRAM  
127 Panjabum Building  
Sathorn Tai Road  
Bangkok 10120 Thailand

Date: 18DEC98

MARIETTE TIN DO  
9073 GEMINI AVE

SAN DEIGO, CA 92196  
USA

Dear MEN THI DO:

This office previously notified you that as of the date shown below your application for an immigrant visa was cancelled, and any petition approved on your behalf was also cancelled. We informed you that your application might be reinstated if, within one year, you could establish that your failure to pursue your immigrant visa application was due to circumstances beyond your control.

Since you have failed to do so, the record of your registration and any petition approved in your behalf have been destroyed. Any Department of Labor certification has been returned to your prospective employer; and any original civil documents which were in your file at this office are enclosed herewith.

Sincerely,

Chief, Immigrant Visa Branch

Case Number: ODP1996242075  
Name (P) : DO, MEN THI

Cancellation Date: 01OCT1997

(TERMLT-2)  
10/25/92



HQ 70/48.2.1-C

425 I Street NW  
Washington, DC 20536

Mariette Do-Nguyen  
Rebuild My Church Divine Mission  
P.O. Box 261550  
San Diego, CA 92196-1550

APR -5 2000

Dear Mr. Do-Nguyen:

This is in response to your letter which has been received by the Headquarters Office of the Immigration and Naturalization Service (INS).

We understand the concern which has caused you to write and appreciate the concerns. However, once an immigrant visa petition has been approved by INS, a notice of approval is sent to the petitioner and at this point the petition is forwarded to the Department of State, National Visa Center (NVC), which completes all action by INS. The NVC will maintain the approved petition and accompanying documentation, until the time that it is forwarded to the American Consulate or Embassy abroad for final processing.

The issuing of visas with which to seek admission to the United States is a function of the American consular officials serving abroad under the jurisdiction of the Department of State. They have sole authority to issue visas and to determine requirements for them in specific cases, as prescribed in the Immigration and Nationality Act. That Act is legislation enacted by the United States Congress. Neither the President nor any official of INS has the authority to modify the law.

If you require additional information concerning this matter, please contact the Department of State, Visa Office at 2401 E St NW, Columbia Plaza, Washington, D.C. 20520, (202) 663-1225 or the National Visa Center, which is located at 32 Rochester Avenue, Portsmouth, NH 03801-2909 and can be reached at (603) 334-0700.

Sincerely,

Surrena M. Nowlin  
Supervisor  
Information Operations Unit

# EXHIBIT G

## MEN THI DO'S FAMILY MEMBERS

U. S. Department of Justice, Immigration and Naturalization Service  
File No I-130, Date of Approval Petition January 15, 1986  
As of August 4, 2010

<b>Name</b>	<b>Date of Birth</b>	<b>Relationship</b>
1. Do, Men thi	May 17, 1953	Self
2. Le, Nhan Van	March 10, 1945	Husband
3. Le, Nhu-Ha Do*	November 26, 1972	Daughter
3. Le, <sup>η</sup> Phuong-Uy <sup>η</sup> en Do	November 26, 1980	Daughter
4. Le, Anh-Trinh Do	June 2, 1978	Son
5. Le, Anh-Phuong Do	August 2, 1983	Son
6. Le, Phuong-Uyen	January 14, 1987	Daughter
7. Pham, Anh Tuan*	1967	Son-in-law
8. Pham, Ai-Nhi Le	August 31, 1994	Granddaughter
9. Pham, Quoc-Truong Le	July 22, 1997	Grandson
10. Pham, Quoc-An Le	August 2, 2002 (?)	Grandson

\* Anh Tuan Pham is Nhu-Ha Do Le's husband

\*\* Le, Anh-Quyen Do on original petition entered United States in July, 2010 with her husband and two sons, sponsored by husband's parents.

//END//