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UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

XIAOYING SONG,
Plaintiff, Pro Se
v.
MERRICK GARLAND, Attorney
General of the United States, ET AL.,
Defendants.

No. 2:24-cv-05678-PA-MAA
ORDER DISMISSING CASE
Honorable Percy Anderson
United States District Judge

1 Having read and considered the Joint Stipulation to Dismiss the Case submitted by
2 the parties, and finding good cause therefor,

3 IT IS HEREBY ORDERED that:

- 4 1. The instant action shall be dismissed without prejudice;
- 5 2. USCIS shall interview Plaintiff, Xiaoying Song, on June 30, 2024, at 6:45
6 a.m., at the Los Angeles Asylum Office in Tustin, California. USCIS
7 intends to conduct the interview on the date set, however, the parties
8 understand that due to unexpected staffing limitations or other unforeseen
9 circumstances that may arise, USCIS reserves its right to cancel and
10 reschedule the interview. Should rescheduling be necessary, the interview
11 will be rescheduled within four (4) weeks of the original interview date,
12 absent unforeseen or exceptional circumstances;
- 13 3. If needed by Plaintiff or their dependent(s), Plaintiff shall bring their own
14 interpreter to their asylum interview. See
15 [https://www.uscis.gov/newsroom/alerts/affirmative-asylum-applicants-
17 must-provide-interpreters-starting-sept-13](https://www.uscis.gov/newsroom/alerts/affirmative-asylum-applicants-
16 must-provide-interpreters-starting-sept-13). Plaintiff recognizes that failure
18 to bring an interpreter to their interview may result in the interview being
19 rescheduled at no fault of USCIS.
- 20 4. Plaintiff agrees to attend the interview on the date listed above, absent
21 unforeseen or exceptional circumstances;
- 22 5. If needed by Plaintiff or their dependent(s), Plaintiff shall bring their own
23 interpreter to their asylum interview. Plaintiff recognizes that failure to bring
24 an interpreter to their interview may result in the interview being rescheduled
25 at no fault of USCIS.
- 26 6. If needed, Plaintiff agrees to only make one (1) interview reschedule request
27 and to notify the Los Angeles Asylum Office of the reschedule request, in
28 writing, prior to the scheduled interview date. Plaintiff may email the
reschedule request to LosAngelesAsylum@uscis.dhs.gov;

- 1 7. If multiple reschedule requests are made by Plaintiff, USCIS may place the
2 asylum application back into the Los Angeles Asylum Office's general
3 interview scheduling priorities. See
4 [https://www.uscis.gov/humanitarian/refugees-and-](https://www.uscis.gov/humanitarian/refugees-and-asylum/asylum/affirmative-asylum-interview-scheduling)
5 [asylum/asylum/affirmative-asylum-interview-scheduling](https://www.uscis.gov/humanitarian/refugees-and-asylum/asylum/affirmative-asylum-interview-scheduling);
6 8. Plaintiff understands that additional interview(s) may be required by USCIS
7 as part of the asylum interview process and the adjudication of the
8 application;
9 9. USCIS agrees to diligently work towards completing adjudication of the
10 asylum application within 120 days of completion of Plaintiff's asylum
11 interview, absent unforeseen or exceptional circumstances that would
12 require additional time to complete adjudication;
13 10. In the event that USCIS does not complete adjudication of the asylum
14 application within 120 days of the completion of the asylum interview,
15 Plaintiff may refile this action;
16 11. Plaintiff agrees to submit all supplemental documents and evidence, if any,
17 to USCIS prior to the agreed upon scheduled interview based on the
18 following timelines. Plaintiff may email any supplemental documents to
19 LosAngelesAsylum@uscis.dhs.gov at least seven (7) calendar days before
20 the interview. Alternatively, Plaintiff may mail the supplemental documents
21 to the Los Angeles Asylum Office, P.O. Box 2003, Tustin, CA 92781-2003,
22 postmarked no later than ten (10) calendar days prior to the scheduled
23 asylum interview. Plaintiff recognizes that failure to submit these
24 documents in a timely manner may result in the interview being rescheduled
25 at no fault of USCIS;
26 12. Each party agrees to bear it's the party's own litigation costs, expenses, and
27 attorney fees.

IT IS SO ORDERED

Dated September 26, 2024

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United States District Judge