

1 BENJAMIN B. WAGNER  
 United States Attorney  
 2 AUDREY B. HEMESATH  
 Assistant United States Attorney  
 3 501 I Street, Suite 10-100  
 4 Sacramento, CA 95814  
 Telephone: (916) 554-2700  
 5 Email: Audrey.Hemesath@usdoj.gov

6 Attorneys for Defendants

7 UNITED STATES DISTRICT COURT  
 8 EASTERN DISTRICT OF CALIFORNIA

9	BABAR RASHID,	)	
10		)	Case No.: 2:14-cv-2109 JAM KJN
	Plaintiff,	)	
11		)	
	v.	)	
12		)	
13	JEH JOHNSON, et al.,	)	<b>JOINT STIPULATION AND ORDER</b>
		)	<b>RE: ABEYANCE</b>
14	Defendants.	)	
15		)	
16		)	

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17 This is an immigration case in which plaintiff has challenged the alleged delay in  
 18 adjudication of his naturalization application by U.S. Citizenship and Immigration Services  
 19 (CIS). However, Plaintiff has recently been referred into removal proceedings. This Court's  
 20 jurisdiction to consider the merits of the naturalization application is limited now that Plaintiff  
 21 has been referred into proceedings. *De Lara Bellajaro v. Schiltgen*, 378 F.3d 1042, 1043, 44 (9th  
 22 Cir. 2004). Accordingly, the parties now stipulate to hold this matter in abeyance pending  
 23 resolution of the removal proceedings. The parties agree to file a status report on September 24,  
 24 2015, and agree that all other filing deadlines are suspended until that time.  
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 27  
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1 Dated: November 12, 2014

Respectfully submitted,

2 BENJAMIN B. WAGNER  
3 United States Attorney

4 s/ Audrey B. Hemesath  
5 AUDREY B. HEMESATH  
6 Assistant United States Attorney

7 s/ Ruby Lieberman  
8 RUBY LIEBERMAN  
9 Attorney for the Plaintiff

10  
11  
12 ORDER

13 For the foregoing reasons, the case is held in abeyance. The parties shall submit a status  
14 report on September 24, 2015.

15  
16 DATED: 11/12/2014

17 /s/ John A. Mendez  
18 UNITED STATES DISTRICT COURT JUDGE