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6 Attorneys for Defendants

7 UNITED STATES DISTRICT COURT
 8 EASTERN DISTRICT OF CALIFORNIA

9 SOE MIN HAN,)
 10) Case No.: 2:16-cv-1257 JAM KJN
 Plaintiff,)
 11) **Stipulation and Order**
 v.)
 12)
 13 MONICA E. TORO, et. al,)
)
 14 Defendant.)
 15)
 16)

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 18 1. In this civil action under 8 U.S.C. § 1421(c), Plaintiff challenges Defendants’
 19 decision denying Plaintiff’s application for naturalization (USCIS Form N-400).

20 2. On October 6, 2016, the Court denied Defendants’ motion to remand Plaintiff’s
 21 Form N-400.

22 3. To prepare for further proceedings, Defendants submitted Plaintiff’s fingerprints and
 23 obtained a new response.

24 4. That response indicated no information adverse to Plaintiff.

25 5. Defendants have determined that there is no longer any obstacle to Plaintiff’s
 26 naturalization and stand ready to approve promptly Plaintiff’s Form N-400.
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1 6. There is no longer any dispute about Plaintiff's eligibility for naturalization.

2 7. Plaintiff and Defendants now agree that the most efficient course is for the Court to
3 remand Plaintiff's Form N-400 for a new decision.

4 8. Defendants will make a final decision within 30 days of the remand. Upon approval,
5 Defendants will schedule Plaintiff for the next available naturalization ceremony.

6 9. Each party shall bear its own attorney fees and costs.

7 10. The Court retains jurisdiction to enforce the parties' agreement.

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10 Dated: November 4, 2016

Respectfully submitted,

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12 PHILLIP A. TALBERT
Acting United States Attorney

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14 /s/ Audrey B. Hemesath
AUDREY B. HEMESATH
Assistant U.S. Attorney

15
16 /s/ Kip Evan Steinberg
KIP EVAN STEINBERG
Counsel for Plaintiff

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18
19
20 ORDER

21 It is so ordered.

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23 DATED: 11/8/2016

24 /s/ John A. Mendez
Hon. JOHN A. MENDEZ
UNITED STATES DISTRICT COURT JUDGE