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 8 UNITED STATES DISTRICT COURT FOR THE
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION
 11 Administrative Procedure Act Case
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13 SURJIT SINGH, JASVIR KAUR,
 SUKHNINDER KAUR,
 14 HARPREET SINGH,

15 Plaintiffs,

16 v.

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 19 ALEJANDRO MAYORKAS, DIRECTOR,
 USCIS; GERARD HEINAUER,
 20 DIRECTOR, USCIS NEBRASKA
 SERVICE CENTER;
 U.S. CITIZENSHIP AND
 21 IMMIGRATION SERVICES; JANET
 NAPOLITANO, SECRETARY,
 22 U.S. DEPARTMENT OF HOMELAND
 SECURITY; ERIC H. HOLDER,
 23 JR., U.S. ATTORNEY GENERAL,

24 Defendants.
 25

No. CV 11-1824-MEJ

**SECOND STIPULATION TO HOLD IN
 ABEYANCE; ~~PROPOSED~~ ORDER**

26 Plaintiffs, by and through their attorneys of record, and Defendants, by and through their
 27

28 Second Stipulation to Hold in Abeyance; and ~~Proposed~~ Order
 CV 11-1824-MEJ

1 attorney of record, hereby stipulate to the following:

2 1. This is an immigration mandamus case under General Order 61 (Immigration Mandamus
3 Cases). Plaintiffs filed this action on or around April 14, 2011.

4 2. On or around June 6, 2011, the Office of the Chief Counsel of the Department of
5 Homeland Security (“DHS”) filed a Motion to Reopen for Termination of Asylum, alleging that
6 Plaintiff Surjit Singh’s (“Mr. Singh”) asylum case should be reopened.

7 3. On or around June 29, 2011, Plaintiff Surjit Singh, through undersigned counsel, filed
8 an opposition to the DHS’s Motion to Reopen, which remains pending before an immigration judge.

9 4. Mr. Singh’s eligibility for adjustment of status rests upon his current status as an asylee.
10 Thus, the outcome of the DHS’s Motion to Reopen is inextricably tied to the litigation of this District
11 Court action.

12 5. On August 22, 2011, this Court granted the joint request to hold this action in abeyance
13 until November 21, 2011 so that the immigration court could render a decision on the Motion to
14 Reopen. In order to allow the immigration court additional time to consider and adjudicate the
15 DHS’s Motion to Reopen, the parties hereby respectfully request that this Court hold this District
16 Court action in abeyance for 60 days, until Friday, January 20, 2012. On or before January 20, 2012,
17 the parties will either stipulate to a new briefing schedule or request that the Court continue to hold
18 the case in abeyance, depending on the status of the Motion to Reopen.

19 DATED: November 18, 2011

Respectfully Submitted,

21 /s/

22 Robert B. Jobe, Esq.
23 Anna Benvenue, Esq.
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Attorneys for Plaintiffs

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DATED: November 18, 2011

Respectfully Submitted,

/s/

Ila C. Deiss, Esq.
Assistant U.S. Attorney
450 Golden Gate Avenue, Box 36055
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(415) 436-7169

Attorney for Defendants

[PROPOSED] ORDER

Pursuant to stipulation, IT IS SO ORDERED.

DATED: November 21, 2011



Maria-Elena Jones
United States Chief Magistrate Judge