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4 Attorney for Plaintiff

5 UNITED STATES DISTRICT COURT
 6 FOR THE NORTHERN DISTRICT OF CALIFORNIA

7 SABIA KHAN)

Case No. 4:14-cv-3322-KAW

8)
9 Plaintiff,)

10 v.)

MOTION TO DISMISS; ~~PROPOSED~~
ORDER

11 JOHN F. KERRY, Secretary of State of the)
United States)

12 Defendant.)
13 _____)

14 Plaintiff SABIA KHAN hereby moves for dismissal of the complaint herein.

15 The complaint seeks review of the November 15, 2011 decision of defendant denying the
 16 immigrant visa application of plaintiff's son, Nasir Khan, based on a finding that he was
 17 inadmissible under INA §212(a)(6)(E)(i), 8 U.S.C. 1182(a)(6)(E)(i) because of his efforts to conceal
 18 his true age to facilitate the immigration of his brother. Defendant has determined that plaintiff's
 19 son was not in fact inadmissible under 8 U.S.C. 1182(a)(6)(E)(i) and issued a new decision on
 20 January 28, 2015 (Exhibit 1). As a result, the issues raised in the complaint are now moot.

21
22 Dated: January 29, 2015

Respectfully submitted,

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24 s/Alan M. Kaufman

25 _____
 Alan M. Kaufman
 Attorney for Plaintiff

[PROPOSED] ORDER

Pursuant to plaintiff's motion to dismiss the complaint herein, IT IS SO ORDERED

Signed this 30th day of January, 2015

HON. PHYLLIS J. HAMILTON
U.S. District Judge
IT IS SO ORDERED
Judge Phyllis J. Hamilton



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