

1 NICHOLAS A. TRUTANICH  
United States Attorney

2 GREG ADDINGTON  
3 Nevada State Bar No. 6875  
Assistant United States Attorney  
4 Bruce R. Thompson U.S. Courthouse & Fed. Bldg.  
400 South Virginia Street, Suite 900  
5 Reno, Nevada 89501  
(775) 784-5438  
6 [Greg.Addington@usdoj.gov](mailto:Greg.Addington@usdoj.gov)  
Attorneys for Defendants

7  
8 UNITED STATES DISTRICT COURT  
9 DISTRICT OF NEVADA

10 DIONISIE RAZVAN SPOREA and  
SKAI NICOLE PEED-SPOREA,  
11  
12 Plaintiffs,  
13 v.  
14 UNITED STATES OF AMERICA, et al.,  
15 Defendants.

2:19-cv-1383-GMN-DJA  
STIPULATION AND ORDER FOR STAY  
OF PROCEEDINGS PENDING AGENCY  
DECISION

16 Each of the parties to this action, through their respective counsel, stipulate and agree as  
17 follows:

18 1. This is an action under the Administrative Procedure Act seeking judicial review of an  
19 immigration-related agency decision issued by the United States Citizenship and immigration Services  
20 (USCIS) in May 2019.

21 2. The May 2019 USCIS decision denied plaintiff Dionisie Sporea’s application for  
22 adjustment of status (form I-485) based on USCIS’s determination that Dionisie Sporea had entered  
23 the United States as a “crewman” and was thus ineligible for adjustment of status to lawful permanent  
24 resident.

1           2. USCIS has vacated its May 2019 decision denying plaintiff Dionisie Sporea’s application  
2 for adjustment of status (form I-485) and will reopen the administrative proceeding regarding the  
3 application.

4           3. The re-opened administrative proceeding will include USCIS’s interview of applicant  
5 Dionisie Sporea regarding his application for adjustment of status, further development of the  
6 Administrative Record pertaining to the application with materials and information relevant thereto,  
7 and USCIS’s reconsideration of Dionisie Sporea’s application for adjustment of status (form I-485) to  
8 lawful permanent resident .

9           3. USCIS expects to schedule and conduct an interview of Dionisie Sporea within 60 days  
10 following the Court’s approval of the within stipulation and will use its best efforts to do so.

11           4. USCIS expects to issue a decision to grant Dionisie Sporea’s re-opened application for  
12 adjustment of status or, alternatively, issue a Notice of Intent to Deny (NOID) the application within  
13 60 days following the interview of Dionisie Sporea and will use its best efforts to do so. In the event a  
14 NOID is issued, plaintiff Sporea will be provided an opportunity to respond to the NOID with  
15 additional information and/or materials and USCIS will thereafter issue its final decision within 60  
16 days of USCIS’s receipt of Sporea’s response.

17           5. Based on the foregoing, the parties jointly request that this civil action be stayed until  
18 February 19, 2021 in order to provide time for USCIS to schedule and conduct an interview of

19  
20 //

21  
22 //

23  
24 //

1 Dionisie Sporea and to reconsider his eligibility for adjustment of status to lawful permanent resident.

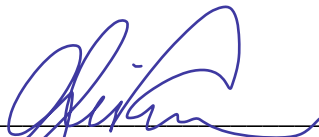
2 The parties propose to file a status report no later than February 12, 2021.

3  
4 /s/ Anna Darbinian  
ANNA DARBINIAN, ESQ,  
5 Counsel for Plaintiffs

/s/ Greg Addington  
GREG ADDINGTON  
6 Assistant United States Attorney

7 Based on the foregoing stipulation and good cause appearing therefor, IT IS HEREBY  
8 ORDERED that this action is STAYED until February 19, 2021. The parties shall file a joint status  
9 report no later than February 12, 2021.

10 Dated this 14 day of October, 2020

11  
12   
13 \_\_\_\_\_  
14 Gloria M. Navarro, District Judge  
15 United States District Court  
16  
17  
18  
19  
20  
21  
22  
23  
24