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8  
9 **UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

10  
11 Dongyan Wang,

12 Plaintiff,

13 v.

14 Merrick Garland, Attorney General of the  
United States of America; Alejandro  
15 Mayorkas, Secretary of the Department of  
Homeland Security; Tracy Renaud, Acting  
16 Director, U.S. Citizenship and Immigration  
Services; Clyde Moore, Field Office Director,  
17 Las Vegas Field Office U.S. Citizenship and  
Immigration Services,  
18

19 Defendants.

Case No. 2:21-cv-00837-RFB-EJY

**Stipulation to Withdraw Plaintiff's  
Section 1447(b) Claim and Stay Case  
Pending Agency Decision**

20 Plaintiff Dongyan Wang and the United States of America, on behalf of Federal  
21 Defendants Merrick Garland, Alejandro Mayorkas, Tracy Renaud, and Clyde Moore,  
22 through counsel, hereby stipulate and agree as follows:

- 23 1. Plaintiff filed his Complaint on May 6, 2021.
- 24 2. Plaintiff served the United States with a copy of the Summons and  
25 Complaint on October 27, 2021.
- 26 3. The deadline for Federal Defendants to answer or otherwise respond was  
27 December 27, 2021.
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1           4.       On December 23, 2021, the parties stipulated and agreed that the United  
2 States should have 14 additional days to file an answer or other responsive pleading on  
3 behalf of Federal Defendants (ECF No. 9). The Court granted the extension on December  
4 27, 2021, giving the United States until January 10, 2022 to answer or otherwise plead  
5 (ECF No. 10).

6           5.       Since the Court granted the extension, the parties have engaged in  
7 discussions to resolve this case without further Court intervention. As such, the parties  
8 hereby stipulate and agree that Plaintiff's section 1447(b) claim should be withdrawn so as  
9 to allow jurisdiction to return to the United States Citizenship and Immigration Services  
10 ("USCIS") for review and adjudication of Plaintiff's N-400 Application for Naturalization.  
11 The parties further stipulate and agree that this case should be held in abeyance until such  
12 time as the USCIS has made a final determination as to Plaintiff's N-400 Application for  
13 Naturalization.

14           6.       Accordingly, the parties request that the Court stay this matter pending  
15 resolution or final adjudication of the Plaintiff's N-400 Application for Naturalization. If  
16 the parties are able to resolve this matter, they will promptly file a stipulation of dismissal.

17           7.       If the parties are unable to resolve this matter and the case is not dismissed,  
18 the parties agree to file a joint status report 90 days after the entry of the Court's stay order.

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