



## U.S. Department of Justice

*United States Attorney  
Southern District of New York**86 Chambers Street  
New York, New York 10007*VIA ECF

Hon. Ronnie Abrams  
United States District Judge  
United States District Court  
40 Foley Square  
New York, New York 10007

Application granted. The initial  
pretrial conference is hereby  
adjourned until December 3, 2021  
at 2:45 p.m.

SO ORDERED.

Hon. Ronnie Abrams  
September 8, 2021

**Re: *Yang v. Garland, et al.*, No. 21 Civ. 3480 (RA)**

Dear Judge Abrams:

This Office represents the government in this action in which the plaintiff seeks an order compelling U.S. Citizenship and Immigration Services (“USCIS”) to adjudicate her Application to Register Permanent Residence or to Adjust Status (Form I-485). On behalf of the government, I write respectfully to request an on-consent extension of time of sixty days to respond to the complaint (*i.e.*, from September 9 to November 8, 2021). I also respectfully request that the initial conference presently scheduled for September 24, 2021, be adjourned to the week of November 15, 2021 or thereafter.

The extension is respectfully requested to allow the plaintiff additional time to respond to USCIS’s Request for Evidence (“RFE”) relating to the Form I-485. (The August 16 date for the response to the RFE is extended due to the COVID-19 pandemic.) Assuming that the plaintiff submits her RFE response in the coming weeks, USCIS may be able to proceed to take adjudicative action within the requested extended period, which potentially would render this action moot. This is the government’s third request for an extension of the deadline to respond to the complaint and to adjourn the initial conference.<sup>1</sup> Plaintiff consents to these requests.

I thank the Court for its consideration of this letter.

Respectfully submitted,

AUDREY STRAUSS  
United States Attorney

By: s/ Michael J. Byars  
MICHAEL J. BYARS  
Assistant United States Attorney  
Telephone: (212) 637-2793  
Facsimile: (212) 637-2786  
E-mail: michael.byars@usdoj.gov

cc: Counsel of record (via ECF)

<sup>1</sup> On May 21 and July 22, 2021, the government requested an extension of its time to respond to the complaint and an adjournment of the initial conference in light of the pendency of the RFE. See ECF Nos. 7, 9. The Court granted the requests. See ECF Nos. 8, 10.