

1 District Judge Ricardo S. Martinez  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

9 GULMET KULMEDOV, et al.,

No. 2:23-cv-1603-RSM

10 Plaintiffs,

STIPULATED MOTION TO HOLD  
CASE IN ABEYANCE AND ORDER

11 v.

Noted for Consideration:  
November 7, 2023

12 ALEJANDRO MAYORKAS, et al.,

13 Defendants.

14 Plaintiffs brought this litigation pursuant to the Administrative Procedure Act seeking, *inter*  
15 *alia*, to compel the U.S. Citizenship and Immigration Services (“USCIS”) adjudicate their Form  
16 I-589, Application for Asylum and for Withholding of Removal. Defendants’ response to the  
17 Complaint is currently due on December 22, 2023. The parties are currently working towards a  
18 resolution to this litigation. For good cause, the parties request that the Court hold the case in  
19 abeyance until April 12, 2024.

20 Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706  
21 (1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to  
22 control the disposition of the causes on its docket with economy of time and effort for itself, for  
23

1 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.  
2 P. 1.

3 With additional time, this case may be resolved without the need of further judicial  
4 intervention. USCIS has scheduled Plaintiffs’ asylum interview for December 14, 2023. Plaintiffs  
5 will submit all supplemental documents and evidence, if any, to USCIS seven to ten days prior to  
6 the interview date. After the interview, USCIS will need time to adjudicate their asylum  
7 application. Once the application is adjudicated, Plaintiffs will dismiss the case with each party to  
8 bear their own litigation costs and attorneys’ fees. Accordingly, the parties request this abeyance  
9 to allow USCIS to conduct Plaintiffs’ asylum interview and then process their asylum application.

10 As additional time is necessary for this to occur, the parties request that the Court hold the  
11 case in abeyance until April 12, 2024. The parties will submit a joint status report on or before  
12 April 12, 2024.

13 Dated: November 7, 2023

Respectfully submitted,

14 TESSA M. GORMAN  
15 Acting United States Attorney

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20 *Attorneys for Defendants*

21 ***I certify that this memorandum contains  
22 282words, in compliance with the Local  
23 Civil Rules.***

24 *s/ Bart Klein*  
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## ORDER

The case is held in abeyance until April 12, 2024. The parties shall submit a joint status report on or before April 12, 2024. It is so **ORDERED**.

DATED this 13<sup>th</sup> day of November, 2023.

  
Ricardo S. Martinez  
United States District Judge