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Attorney for Respondent

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UNITED STATES DEPARTMENT OF JUSTICE

EXECUTIVE OFFICE FOR IMMIGRATION REVIEW

OFFICE OF THE IMMIGRATION JUDGE

SAN FRANCISCO, CALIFORNIA

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| In the Matter of:  \*\*\*\*  Respondent,  In Removal Proceedings. |  | Number: A\*\*\*  Hearing Date: \*\*\*  Hearing Time: \*\*\*.  Before Hon. \*\*\* |

**RESPONDENT’S UNOPPOSED MOTION FOR CONSOLIDATION**

Respondent \*\*\*\*\* (“Respondent”) hereby requests that her initial Master Calendar hearing, currently set for \*\*\* at \*\*\* a.m., be consolidated with her thirteen year old daughter’s, \*\*\*\*'s (A\*\*\*\*), initial Master Calendar hearing, which is currently set for \*\*\* at \*\*\* a.m. before Judge \*\*\*.

1. **STATEMENT OF FACTS AND PROCEDURAL HISTORY[[1]](#footnote-1)**

Respondent is a native and citizen of \*\*\*. On \*\*\*, Respondent and her daughters applied for admission into the United States from Mexico at the Otay Mesa port of entry. Before applying for admission into the United States in 2013, Respondent and her daughters were threatened in Mexico by a drug cartel, “Los Caballeros Templarios.” See Exh. A (Declaration of Kaitlin Kalna Darwal). Respondent and her daughters came to the United States to seek protection. Id. Respondent and her daughters were apprehended by Custom and Border Patrol officials in Otay Mesa, California. On \*\*\*, Respondent and her daughters were paroled into the United States pursuant to 8 C.F.R. § 212(d)(5).

Respondent is scheduled for an initial Master Calendar hearing in San Francisco on \*\*\*\*. On \*\*\*, Respondent and her daughter lodged their Forms I-589. See Exh. B (Copies of Lodged Forms I-589, dated \*\*\*). On \*\*\*, undersigned counsel filed Form EOIR-28 with this Court, giving notice of appearance as attorney. See Exh. A.

1. **ARGUMENT**

The Immigration Court Practice Manual states that this Court “may consolidate cases at its discretion or upon motion of one or both of the parties.” See Immigration Court Practice Manual 4.21(a). The manual also that states that “[c]onsolidation is generally limited to cases involving immediate family members.” Id. Consolidation may be granted family members "have separate but overlapping circumstances or claims for relief.” Id.

Respondent requests that her initial Master Calendar hearing be consolidated with the case of her thirteen-year-old daughter, \*\*\*, since she is an immediate relative and a minor. Respondent and her daughter are both represented by the same undersigned counsel and both Respondent and her daughter have overlapping circumstances and claims for relief.

1. **GOVERNMENT’S POSITION**

On \*\*\*, undersigned counsel emailed the duty attorney for the Office of Chief Counsel to request the government’s position on the instant motions. See Exh. A. Assistant Chief Counsel \*\*\* responded and indicated that the government is not opposed to the instant motions. Id.

1. **CONCLUSION**

For the foregoing reasons Respondent respectfully requests that the Court consolidate her Master Calendar hearing with her daughter’s hearing.

Dated: \*\*\* Respectfully submitted,

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Kaitlin Kalna Darwal

Attorney for Respondent

1. The Statement of Facts and Procedural History is based on undersigned counsel’s meetings with Respondent and the Notice to Appear. [↑](#footnote-ref-1)