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BIA on Qualifying Relative “Child” for Cancellation of Removal

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In the Matter of ISIDRO-Zamorano, 25 I&N Dec. 829 (BIA 2012) Interim Decision # 3756, the *Board of Immigration Appeals* (*BIA*) stated that an applicant for cancellation of removal whose child met the definition of a “child” when the application was filed but turned 21 before the Immigration Judge adjudicated the application on the merits no longer has a qualifying relative under section 240A(b)(1)(D) of the Immigration and Nationality Act, 8 U.S.C. § 1229b(b)(1)(D) (2006). BIA is the highest administrative body for interpreting and applying immigration laws.

July 26, 2012: By Aik Wan Kok Fillali, Lawyer USA Immigration Services, at Tiya; Tel: 703-772-8224 & koka at tiyalaw dot com ; Direct dial from abroad: 001-703-772-8224

www.tiyaimmigration.com ; http://tiyalaw.blogspot.com ; http://immigrationresource.net

We represent employers, and individuals and their families in green card and work visa matters in U.S. immigration law. We also have a focus on green card cases such as extraordinary ability, national interest waiver and PERM.

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