

UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
CHICAGO, ILLINOIS

<p>IN THE MATTER OF:</p> <p>_____</p> <p>Your Name</p> <p>_____</p> <p>Child's Names</p> <p>_____</p> <p>Child's Names</p> <p>_____</p> <p>Child's Names</p> <p>Respondents in Removal Proceedings</p>	<p>A Number: _____</p> <p>A Number: _____</p> <p>A Number: _____</p> <p>A Number: _____</p> <p>Next Master Calendar Hearing Date:</p> <p>_____</p>
---	--

MOTION TO ACCEPT FORM I-589 AS FILED ON THE "LODGED" DATE

COMES NOW, Respondent, and any derivative family members associated with him/her, and requests that the Court accept Respondent's I-589 asylum application as filed on the date it was lodged with the Court in order to meet his/her one-year filing deadline for asylum. In support of this motion, Respondent states the following:

1. Respondent and any derivative family members consolidated with his/her case are currently appearing pro se before this Court.
2. Respondent is seeking asylum in the United States.
3. Respondent's next hearing date before this Court will not occur until after Respondent's one-year filing deadline for asylum. Respondent cannot wait to file his/her asylum application until his/her next hearing date.
4. In order to demonstrate his/her attempt to meet the one-year deadline, Respondent has lodged his/her I-589 asylum application with the Court prior to the one-year deadline. See 8 C.F.R. § 1208.4(a)(2), (b) (explaining that an asylum application must be

received by the Immigration Court having jurisdiction over the respondent's proceedings prior to the respondent's one-year filing deadline, but not specifying the manner in which it must be received).

5. Since Respondent understands that the Court will not accept a Form I-589 at the Court window other than for purposes of lodging the application, Respondent therefore requests that the Court accept his/her I-589 as filed as of the lodged date in order to meet his/her one-year filing deadline. Since the Court will not accept an I-589 at the Court window, Respondent will provide the Court with his/her original, lodged-stamped I-589 asylum application at Respondent's next hearing.
6. Granting this motion will ensure Respondent's ability to seek asylum in the United States and obtain protection from persecution in his/her country of citizenship. *See Kadia v. Gonzales*, 501 F.3d 817, 821 (7th Cir. 2007) (noting the need for adjudicators to "exercise care commensurate with the stakes in an asylum case").

WHEREFORE, Respondent respectfully requests that the Court accept his/her I-589 asylum application as filed as of the date it was lodged with the Court.

Respectfully submitted,

Date: _____

(Your Signature)
Respondent

CERTIFICATE OF SERVICE

I, _____, hereby certify that I delivered a copy of the above Motion To
(Your Name)

Accept Form I-589 As Filed On The "Lodged" Date to the Office of Chief Counsel via mail to 525 W. Van Buren Street, Suite 701, Chicago, IL 60607 on

(Date you mailed the copy)

Your Signature

UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
CHICAGO, ILLINOIS

IN THE MATTER OF:	
_____	A Number: _____
Your Name	
_____	A Number: _____
Child's Names	
_____	A Number: _____
Child's Names	
_____	A Number: _____
Child's Names	

ORDER OF THE IMMIGRATION JUDGE

Upon consideration of the Respondent's Motion To Accept Form I-589 As Filed On The "Lodged" Date, it is HEREBY ORDERED that Respondent's Motion be granted because:

- _____ DHS does not oppose the motion.
- _____ A response to the motion has not been filed with the Court.
- _____ Good cause has been established for the motion
- _____ The Court agrees with the reasons stated in the opposition to the motion.
- _____ Other:

Date

Immigration Judge