



U.S. Citizenship
and Immigration
Services

SERVICE MOTION TO REOPEN OR RECONSIDER

C/O Richard Bracken, Esq.
308 N. Riverside Ave., # 1C
Rialto, CA 92376

05/12/2011

FILE: A

IN RE:

IN BEHALF OF APPLICANT: Richard Bracken, Esq.

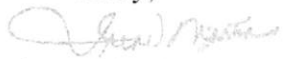
ORDER: Upon consideration by the District Director, and in accordance with Title 8, Code of Federal Regulations, Part 103.5(a), the previous decision dated 05/03/2011, is reopened or reconsidered for review.

DISCUSSION: On 09/16/2009, Applicant filed an Application to Waive Inadmissibility Grounds (Form I-601). On 05/03/2011, the application was denied based on Matter of Torres-Garcia, 23 I&N Dec. 866 (BIA 2006). A further review of applicant's immigration history reveals that Matter of Torres-Garcia is not applicable to applicant's I-601 application.

CONCLUSION: Upon review of the new evidence, the Service determines that the Applicant has overcome the grounds of denial.

IT IS FURTHER ORDERED: The previous decision dated 05/03/2011 must be vacated and the Form I-601 application be approved.

Sincerely,


Irene Martin
Field Office Director
Signed for by:
C. ISO

CC: APPLICANT