

# Memorandum



**BIA 07-05**

<b>Subject</b> Case Hold Lifted - Second Circuit - persecution claim based on birth of 2 <sup>nd</sup> child in violation of China's family planning policy by a parent from Fujian Province or Changle City	<b>Date</b> August 16, 2007
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<b>To</b> Board Legal Staff	<b>From</b> Juan P. Osuna, Acting Chairman <i>JPO</i>
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As the result of the publication of *Matter of S-Y-G-*, 24 I&N Dec. 247 (BIA 2007); *Matter of J-H-S-*, 24 I&N Dec. 196 (BIA 2007) and *Matter of J-W-S-*, 24 I&N Dec. 185 (BIA 2007), the existing hold (temporary suspension of the adjudication time limits) on cases involve a parent's claim of a well-founded fear of sterilization for having two or more children in violation of China's family planning policy is lifted. Cases that were placed in the designated cabinets are in the process of being returned to the panels for adjudication.

