

Memorandum



BIA 09-01

Subject Case Holds Lifted - <i>Dada v. Mukasey</i>	Date January 9, 2009
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To Board Legal Staff	From Juan P. Osuna, Chairman <i>JPO</i>
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The adjudication hold announced in July 2008, (*Dada v. Mukasey* - Case hold and guidance; BIA 08-04), is now lifted. You should resume normal case adjudication on this issue. If you have a case involving issues affected by *Dada v. Mukasey*, and are unsure how to proceed, please consult with your attorney managers and Board Members. Additionally, if you have questions, you may wish to contact Board Member David Holmes and Senior Legal Advisor Molly Kendall Clark.

Further, you should consult the regulations that were issued post-Dada, see Voluntary Departure: Effect of a Motion to Reopen or Reconsider or a Petition for Review, 73 Fed. Reg. 76927 (December 18, 2008), and are effective on January 20, 2009. Additional guidance regarding this regulation will be forthcoming.