**Attorney**

**Address**

**Lakewood CO 80214**

**EXECUTIVE OFFICE FOR IMMIGRATION REVIEW**

**OFFICE OF THE IMMIGRATION JUDGE**

**DENVER, COLORADO**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

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**IN THE MATTER OF: ) NON-DETAINED**

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**)**

**Jose D ) File No.: A**

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**)**

**)**

**In Removal Proceedings )**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_)**

**Hon. Next Hearing:**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**RESPONDENT’S EVIDENCE SUBMISSION**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

Respondent, by and through undersigned counsel, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, respectfully submits additional exhibits along with proposed witness list in advance of our upcoming Individual hearing:

1. Respondent has an Individual hearing scheduled on \_\_\_\_\_\_\_\_\_\_\_\_ on his application for cancellation of removal, and voluntary departure in the alternative.

2. Respondent submits the Exhibit List along with all exhibits described therein.

3. Respondent also attaches his proposed Witness List.

Therefore, Undersigned Counsel respectfully requests that this Court accept the enclosed exhibits and witness list in advance of the individual hearing.

Respectfully submitted this \_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Attorney

Address

Lakewood Co 80214

(303) office

(720) fax

**Exhibit List dated \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Family Data and Exceptional and Extremely Unusual Hardship:**

1. Documentation for Mr. Jose D:

* Birth Certificate with translation;
* Copy of Passport Biographic page;
* Copy of Employment Authorization Card;
* Copy of Colorado Driver License;
* Copy of Social Security Card;
* Colorado Department of Health Adult Immunization Record for Jose D;

1. Documentation for Ms. \_\_\_\_\_\_\_\_\_\_\_-Mr. D’s spouse:

* Birth Certificate with translation;
* Copy of Mexican ID Card;
* Copy of I-797, Notice of Action for I-130 submitted for Ms. D;

1. Marriage Certificate with translation for Mr. and Ms. D;
2. Documentation for E D M, Mr. D’s son;

* Birth Certificate with translation;
* Marriage Certificate for E D M and Ms. Amanda aka Amanda D;
* I-485, application to Register Permanent Residence or Adjust Status Receipt Notice for E. D M;

1. Birth Certificate with translation for L D M (Mr. D’s daughter);

Baptism Certificate;

Copy of school records;

Copy of medical records;

1. Documentation for D D-M, Mr. D’s daughter:

* State of Colorado Birth Certificate;
* Copy of Immunization card;
* Baptism Certificate;
* School Certificates;
* Copy of school work;

1. Documentation for P D-M, Mr. D’s son:

* State of Colorado Birth Certificate;
* Baptism Certificate;
* School Certificates;

1. Copy of Social Security cards for D D. D-M and Pedro F. D-M;
2. State of Colorado Medical Cards dated from 08/31/2003-04/24/98;
3. State of Colorado Birth Certificates for Mr. D’s grandchildren:

* Beatris (L G. D M’s daughter);
* Lexi (E. D M’s daughter);
* State of Colorado Birth Certificate for A. D (E. D M’s son);

**Physical Presence and Financial Hardship:**

1. U.S. Individual Income Tax Returns with W-2’s, dated;
2. 1997 W-2, Wage and Tax Statement for Mr. D;
3. Paycheck Stubs from \_\_\_\_\_\_ dated ;
4. Paycheck Stubs from \_\_\_\_\_\_\_\_\_\_Inc, dated;
5. Paycheck Stubs from \_\_\_\_\_\_\_\_\_\_\_\_dated for Mr. D;
6. State of Colorado Certificates of Titles for Mr. and Ms. D;
7. Motor Vehicle Bill of Sale for Mr. D;
8. Auto Colorado Insurance Identification Cards dated for Mr. and Ms. D;
9. Viking Insurance Colorado Automobile Insurance Identification Cards dated for Mr. and Ms. D;
10. Electric Cooperative, Inc. statement dated 11/19/2009-11/19/2002;
11. Xcel Energy statements dated 09/11/2001-11/29/1999 for Mr. and Ms. D;
12. CenturyTel Statement dated 07/08/2009-07/08/2018;
13. Waste Management Statement dated 05/01/2018-09/01/2003;
14. Health Systems statement dated ;
15. Tax Payment Receipts dated for Mr. and Ms. D;
16. Letter from Ms. Smith informing Mr. and Ms. D their rental property has been purchased dated 05/10/2001;
17. County Application for Physical Address for Mr. and Ms. D dated 07/10/2001 and Assigned Physical address letter for Mr. and Ms. D;

**Good Moral Character and Exceptional & Extremely Unusual Hardship:**

28.Employer Affidavits:

* \_\_\_\_\_\_\_\_\_\_\_\_ dated 01/15/2018 for Mr. D;
* \_\_\_\_\_\_\_\_\_\_\_\_ dated 2018 for Mr. D;
* \_\_\_\_\_\_\_\_\_\_\_\_Welding and General Contractor dated 12/08/1998 for Mr. D;

1. Affidavits written by :

* Deisi D. D-M, Mr. D’s daughter;
* Pedro F. D-M, Mr. D’s son;
* Fr. Sergio C R, Administrator and Pastor at Parish at Conejos, CO;
* Sam, Chairman of the Governing Board for United Church of \_\_\_\_\_;
* Dora E. M;

1. Letter of Physician regarding diagnosis and treatment of L.D.M.;
2. Family Photos.

**Witness List**

1. Mary R

Address

Phone

Will testify to Mr. D’s physical presence, good moral character, and exceptional and extremely unusual hardship.

1. Alfonso M

Will testify to Mr. D’s physical presence, good moral character, and exceptional and extremely unusual hardship.

1. Sergio S

Will testify to Mr. D’s physical presence, good moral character.

1. Jesus V

Will testify to Mr. D’s good moral character and work history.

1. Francisco P

Will testify to Mr. D’s physical presence, good moral character, and exceptional and extremely unusual hardship.

1. E D M

Will testify to Mr. D’s physical presence, good moral character, and exceptional and extremely unusual hardship.

1. D D M

Will testify to symptoms of medical condition of L D M and exceptional and extremely unusual hardship to herself and siblings.

1. Pedro D M

Will testify to medical hardship.

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of Respondent’s Evidence Submission, was mailed via Certified mail on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_to:

Department of Homeland Security

Office of the Chief Counsel

12445 E Caley Avenue

Centennial, Colorado 80111-5663

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Attorney