



**U.S. Citizenship
and Immigration
Services**

**Non-Precedent Decision of the
Administrative Appeals Office**

In Re: 22660349

Date: MAY 4, 2022

Service Motion on Administrative Appeals Office Decision

Form I-212, Application for Permission to Reapply for Admission

The Applicant seeks permission to reapply for admission to the United States under section 212(a)(9)(C)(ii) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1182(a)(9)(C)(ii), because he is admissible for entering the United States without being admitted after having been ordered removed. The Director of the Fresno, California Field Office denied the Form I-212, Application for Permission to Reapply for Admission, and we dismissed the Applicant's appeal and subsequent motion to reconsider.

Upon further review of the record, we hereby reopen the proceedings, withdraw our prior decisions, and remand to the Director to reevaluate the Applicant's eligibility for permission to reapply for admission. 8 C.F.R. § 103.5(a)(5).

ORDER: Our prior decisions are withdrawn. The matter is remanded for the entry of a new decision by the Director of the Fresno, California Field Office.