

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND, SOUTHERN DIVISION**

**J.O.P. (by and through Next Friend G.C.P.),
M.A.L.C., M.E.R.E., and K.A.R.C.,** on behalf
of themselves as individuals and on behalf of
others similarly situated,

Plaintiffs,

v.

**U.S. DEPARTMENT OF HOMELAND
SECURITY et al.**

Defendants.

Civil Action No. 8:19-CV-01944-GJH

[PROPOSED] ORDER

UPON CONSIDERATION of the Plaintiffs' Motion, the record in this case, and the applicable law, it is this ____ day of November 2019, ORDERED that:

1. Defendants must comply with the Court's previously issued preliminary injunction.
2. Defendants must, within 10 business days, retract any decision issued on or after July 1, 2019 rejecting jurisdiction over an asylum application of an applicant who:
 - a. at the time she filed her asylum application with USCIS, had previously been determined to be a UAC; and
 - b. at the time she filed her asylum application with USCIS, had had no "affirmative act" taken by HHS, CBP, or ICE to terminate the UAC finding; and
 - c. received a jurisdictional denial by USCIS based on an immigration judge's determination that the applicant was not a UAC at the time she filed her

application with USCIS, regardless of when that immigration judge determination took place; and

d. shall adjudicate the case under USCIS's 2013 Kim Memo.

3. Defendants shall not reject jurisdiction over an asylum application of an applicant who:
- a. at the time she filed her asylum application with USCIS, had previously been determined to be a UAC; and
 - b. at the time she filed her asylum application with USCIS, had had no "affirmative act" taken by HHS, CBP, or ICE to terminate the UAC finding; and
 - c. shall adjudicate the case under USCIS's 2013 Kim Memo, regardless of whether an immigration judge has determined that the applicant was not a UAC at the time she filed her application with USCIS.

Dated: _____

HON. GEORGE J. HAZEL
United States District Judge