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Attorney for Respondent

## Non-Detained

**UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
[CITY, STATE]**

In the Matters of:	)	
	)	
JOHN SMITH	)	
&	)	
JANE SMITH	)	
	)	File No. A# XXX-XXX-XXX
	)	File No. A# XXX-XXX-XXX
	)	
Respondents	)	
	)	In Removal Proceedings
	)	

## MOTION FOR SEVERANCE

It is hereby requested that the matters referenced above be severed so that each case may be heard separately.

Respondents JOHN SMITH and JANE SMITH are siblings. JOHN is a minor, but JANE is an adult. Although both were placed in removal proceedings on the same day, the facts and circumstances that form the basis of their asylum applications are substantially different. Mr. Smith was forced to leave Honduras after police officers assaulted him on separate occasions because of his sexual orientation. Ms. Smith was forced to leave Honduras because of the domestic violence she suffered at the hands of her father.

By their very nature, these cases will require separate attention. Different evidence will be

required to substantiate each claim. Sensitive facts will be disclosed that either respondent may not wish to reveal to their sibling. These cases are ill-suited for consolidation, regardless of the potential benefits of judicial efficiency.

Based on the foregoing, it is clear that the facts and focus of each case will differ significantly, and therefore they must be severed and considered independently.

Dated: DATE

Respectfully submitted,

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XXXXXXXXX, Esq.  
Attorney for Respondent

### CERTIFICATE OF SERVICE

I, \_\_\_\_\_, do hereby certify that on \_\_\_\_\_, a copy of the foregoing motion was delivered to the Department of Homeland Security, Office of the Chief Counsel by email on \_\_\_\_\_.

Dated: DATE

\_\_\_\_\_  
XXXXXXXXXXXXXX

**U.S. DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE OF IMMIGRATION REVIEW  
[CITY] IMMIGRATION COURT**

<b>In the Matter of:</b>	)	
	)	
<b>JOHN SMITH &amp;</b>	)	
<b>JANE SMITH</b>	)	<b>File No. A# XXX-XXX-XXX</b>
	)	<b>File No. A# XXX-XXX-XXX</b>
	)	
<b>Respondent</b>	)	
_____	)	<b>In Removal Proceedings</b>

**ORDER OF THE IMMIGRATION JUDGE**

Upon consideration of the Respondents' Motion for Severance, it is HEREBY ORDERED that the motion be granted. The Matters of John Smith (A# XXX-XXX-XXX) and Jane Smith (A# XXX-XXX-XXX) will be severed and heard separately in accordance with the following: [ ] with separate hearing notices to follow or [ ] on the following dates:

John Smith: \_\_\_\_\_

Jane Smith: \_\_\_\_\_

\_\_\_\_\_

Judge

\_\_\_\_\_

Date