

5

U.S. Department of Homeland Security
U.S. Citizenship and Immigration Services
Refugee, Asylum, and International Operations
Directorate (MS 2100)
Washington, DC 20529-2100



U.S. Citizenship
and Immigration
Services

Date: **FEB 19 2018**
A-file Number(s): **Redact**
RSC Case Number(s): **Redact**
Name(s): **Jane Doe 5**

NOTICE OF INELIGIBILITY FOR RESETTLEMENT

Re: **Jane Doe 5**

This refers to your Registration for Classification as a Refugee (Form I-590) and your recent interview with an officer of the U.S. Citizenship and Immigration Services (USCIS). Pursuant to § 207 of the Immigration and Nationality Act ("INA") (8 U.S.C. § 1157), applicants for classification as a refugee must establish they are a "refugee" under United States law, as defined at § 101(a)(42) of the INA (8 U.S.C. § 1101(a)(42)). Applicants for refugee classification must also establish that they are otherwise admissible to the United States, are of special humanitarian concern to the United States, and are not firmly resettled in a third country.

For the reason(s) indicated below, we have determined that you are not eligible for resettlement to the United States.

1. **SPECIAL HUMANITARIAN CONCERN.** You did not establish that you are of special humanitarian concern to the United States in order to qualify for access to the U.S. Refugee Admissions Program (USRAP).
2. **REFUGEE CLAIM.** You did not establish that you meet the definition of refugee pursuant to the Lautenberg (§ 599D (a) of the Foreign Operations Appropriations Act for FY1990) and Specter Amendments (§ 213 of the Consolidated Appropriations Act, 2004, Pub. L. No.108-199) because:
 - You did not assert a fear of remaining in, or returning to, your country of nationality.
 - You did not establish a credible basis for concern about the possibility of persecution.
3. **PERSECUTION OF OTHERS.** You did not establish that you have not ordered, incited, assisted, or otherwise participated in the persecution of others on account of race, religion, nationality, membership in a particular social group, or political opinion.
4. **FIRM RESETTLEMENT.** You did not establish that you are not firmly resettled in a third country.
5. **ADMISSIBILITY.** You failed to meet your burden of proof to establish you are admissible to the United States pursuant to the following INA § 212(a) (8 U.S.C. § 1182(a)) inadmissibility ground(s):

-
- A waiver of the inadmissibility ground(s) cited above may be requested.
 - A waiver is not available for the inadmissibility ground(s) cited above.

5

Page 2

You may not apply for a waiver of the inadmissibility ground(s) cited above at this time, because you have been denied on other grounds that a waiver cannot address. If you wish to have your decision reconsidered, you must submit a request for review of the decision (*see below*).

6. **CREDIBILITY.** After careful consideration of all available information (including evidence and testimony provided at your refugee status interview), your claim for refugee resettlement in the United States was found not credible because of concerns that relate to the credibility of the testimony or other evidence you provided regarding:

- Your qualification(s) to access the USRAP (Special Humanitarian Concern)
- Your refugee claim (Refugee Claim)
- Your involvement in acts of persecution or your involvement in an entity known to commit acts of persecution (Persecution of Others)
- Your status and/or resettlement in a third country (Firm Resettlement)
- Your admissibility to the United States (Admissibility)
- Other: _____

During your interview, the USCIS officer informed you of concerns about the credibility of your testimony and provided you an opportunity to explain the following:

- Inconsistency(ies) within your testimony before USCIS
- Inconsistency(ies) between your testimony and other evidence (e.g. country conditions, other testimony, other case file documents, etc.)
- Insufficiently detailed testimony
- Part(s) of your testimony or other evidence was determined to be implausible
- Your demeanor, lack of candor, or unresponsiveness
- Your failure to provide other reasonably available evidence necessary to corroborate your eligibility
- Other: _____

Because you were unable to provide a reasonable explanation for these problems, it has been determined that your testimony lacked credibility on those facts.

7. **OTHER REASON(S):** After review of all the information concerning your case, including your testimony, supporting documentation, background checks, country conditions, and other available information, your application for refugee resettlement to the United States under INA §207 has been denied as a matter of discretion.

Based on the reason or reasons indicated above, your request for resettlement to the United States is denied. There is no appeal from a denial of an application for refugee status. USCIS may exercise its discretion to review a case upon timely receipt of a request for review from the principal applicant. The request must include one or both of the following: (1) a detailed account explaining how a significant error was made by the adjudicating officer or (2) new information that would merit a change in the determination. Please note that if you provide new information in your request for review, you must provide an explanation about why you did not provide this information at the interview. USCIS will only accept one request that is postmarked or received by USCIS or the RSC within 90 days from the date of this notice. You may wish to include a copy of your Notice of Ineligibility with the request for review.

Refugee, Asylum, and International Operations Directorate

Page 3

U.S. Citizenship and Immigration Services