

U.S. Department of Homeland Security  
National Records Center  
P.O. Box 648010  
Lee's Summit, MO 64064-8010



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

January 20, 2016

**NRC2016005656**

Robert S. Sheldon  
Attorney At Law  
3134 Coral Way  
Miami, FL 33145

Dear Robert S. Sheldon:

We received your request for information relating to Hector William Hoyos on January 20, 2016.

Your request is being handled under the provisions of the Freedom of Information Act (5 U.S.C. § 552). It has been assigned the following control number: NRC2016005656. Please cite this number in all future correspondence about your request.

We respond to requests on a first-in, first-out basis and on a multi-track system. Your request has been placed in the complex track (Track 2). You may wish to narrow your request to a specific document in order to be eligible for the faster track. To do so, please send a written request, identifying the specific document sought, to the address above. We will notify you if your request is placed in the simple track.

Consistent with 6 C.F.R. § 5.5(a) of the Department of Homeland Security (DHS) FOIA regulations, USCIS processes FOIA requests according to their order of receipt. Although USCIS' goal is to respond within 20 business days of receipt of your request, FOIA does permit a 10-day extension of this time period in certain circumstances. Due to the increasing number of FOIA requests received by this office, we may encounter some delay in processing your request. Additionally, due to the scope and nature of your request, USCIS will need to locate, compile, and review responsive records from multiple offices, both at headquarters and in the field. USCIS may also need to consult with another agency or other component of the Department of Homeland Security that have a substantial interest in the responsive information. Due to these unusual circumstances, USCIS will invoke a 10-day extension for your request pursuant to 5 U.S.C. § 552(a)(6)(B). Please contact our office if you would like to limit the scope of your request or to agree on a different timetable for the processing of your request. We will make every effort to comply with your request in a timely manner.

In accordance with Department of Homeland Security Regulations (6 C.F.R. § 5.3(c)), your request is deemed to constitute an agreement to pay any fees that may be chargeable up to \$25.00. Fees may be charged for searching for records sought at the respective clerical, professional, and/or managerial rates of \$4.00/\$7.00/\$10.25 per quarter hour, and for duplication of copies at the rate of \$.10 per copy. The first 100 copies and two hours of search time are not charged, and the remaining combined charges for search and duplication must exceed \$14.00 before we will charge you any fees. Most requests do not require any fees; however, if fees in excess of \$25.00 are required, we will notify you beforehand.

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**U.S. Department of Justice**  
**Immigration and Naturalization Service**

Processing Sheet - Forms I-485 & I-485A

File No.:

Date Filed:

**Record of Action Taken on I-485/I-485A**

**ITEMS CHECKED**

	Date Sent	60 days Tolloed	Response	Remarks
G-325A Agency Checks				
FD-258 Fingerprints to FBI	4-1-97			

	Date	Initials	Remarks
Visa # Available:			IRC
Central Index, NIIS, NAILS			
I-693 Medical Examination (record date exam given)	✓		
I-134 Affidavit of Support			
Marriage Certificate			
Birth Certificate			

**ELIGIBILITY ISSUES**

	Remarks	Initials
Inspected & Admitted (evidence)		
Section 245(c)		
Section 212(e)		
Other Ineligibility		
Waivers, Section 212(g)(h) (i)		
I-508 Waiver of Immunity		
Other Remarks		

Call to Visa Office (Date): \_\_\_\_\_ Initials: \_\_\_\_\_  
 (for quota number)

	Date completed	Date To ICF	Date To VISA Office	Date To Consul (For 203 (a) (8))
I-181				
I-89				

Completed

Date Mailed (Served)

Copy to Attorney

**Denials:**

I-290B \_\_\_\_\_

OSC/WA \_\_\_\_\_

Hartow

**Decision:** Grant: \_\_\_\_\_ Deny: \_\_\_\_\_ Initials: \_\_\_\_\_ Date: \_\_\_\_\_

**Keep this sheet on top of all material in file until decision is made, then retain on non-record side of file.**





**United States Department of Justice  
Immigration and Naturalization Service**

970 Broad Street  
Newark, New Jersey 07102

Hector Hayos  
172 Route 46 East  
mine Hill, NJ 07803

File Number... T27541559

Date: 4-11-97

cc: Harlow

Please come to the office shown below at the time and place indicated in connection with an official matter.

<b>OFFICE LOCATION</b>	Rodino Federal Bldg. 970 Broad Street Newark, N.J. 07102	<b>Room No.</b> 334	<b>Floor No.</b> 3rd
<b>DATE AND HOUR</b>	June 24, 1997 (Tuesday)	at : :00 AM / (PM)	
<b>ASK FOR</b>	Immigration Adjudication Officer		
<b>REASON FOR APPOINTMENT</b>	Interview for Adjustment of Status to Lawful Permanent Resident		
<b>BRING WITH YOU</b>	<p>THIS LETTER, ALL PASSPORTS IN YOUR POSSESSION, FORM I-94 (ARRIVAL/DEPARTURE RECORD); REPORT OF MEDICAL EXAMINATION (NOTE: REFUGEES [ADMITTED UNDER SECTION 207] AND FIANCÉES [ADMITTED AS K-1] DO NOT REQUIRE MEDICAL EXAMINATIONS). AFFIDAVIT OF SUPPORT, JOB LETTER SHOWING SALARY OR OTHER EVIDENCE OF INCOME. ALL ORIGINAL DOCUMENTS WHICH SUPPORT THE PETITION/APPLICATION, INCLUDING: BIRTH, MARRIAGE, DIVORCE OR DEATH CERTIFICATES. ALL FOREIGN DOCUMENTS MUST BE ACCOMPANIED BY A CERTIFIED ENGLISH TRANSLATION.</p> <p><b>IF YOUR APPLICATION IS BASED UPON MARRIAGE TO A U.S. CITIZEN OR LAWFUL PERMANENT RESIDENT, BOTH SPOUSES MUST APPEAR. ***FAILURE TO APPEAR OR TO PROVIDE REQUESTED DOCUMENTATION AT THE TIME OF INTERVIEW WILL RESULT IN DENIAL OF THE PETITION/APPLICATION*** BE ADVISED THAT AN AUDIO OR VIDEO RECORDING MAY BE MADE OF THIS INTERVIEW.</b></p>		

It is important that you keep this appointment and bring this letter with you.

If you are unable to do so, state your reason, sign below and return this letter to this office at once.

Very Truly Yours,

I am unable to keep this appointment because:	
<b>SIGNATURE</b>	<b>DATE</b>

ANDREA J. QUARANTILLO  
District Director

**UNITED STATES DEPARTMENT OF JUSTICE**  
Immigration and Naturalization Service

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970 Broad Street, Newark, NJ 07102

File # : A#27- 541-559

DATE : June 24, 1997

RE : Hector Hoyos

**RECORD OF SWORN STATEMENT**

Before the following officer of the United States Immigration and Naturalization Service:  
Natalie Bernard.

I, Hector Hoyos, acknowledge that the above officer has identified himself as an officer of the United States Immigration and Naturalization Service authorized by law to administer oaths and take testimony in connection with the enforcement of the Immigration and Naturalization laws of the United States. She has informed me that he desires to take my sworn statement regarding the testimony based upon my application for my spouse. She has told me that my statement must be made freely and voluntarily. I am willing to make such a statement. I affirm that I will tell the truth, the whole truth and nothing but the truth.

Being duly sworn, I make the following statement:

Q: What is your true and correct name?

A: Hector William Hoyos Rivera.

Q: When were you born?

A: December 4, 1964.

Q: When were you married to Monica Mosquera?

A: April 7, 1995.

Q: When did you last enter into the United States?

A: I last entered into the United States on or about **September 19, 1990.**

Q: When did you first enter into the United States?

A: I first entered the US in September of 1986. I entered through Brownsville Texas. I was picked up by Immigration officials in Texas and was granted six months voluntary departure by the Immigration Judge. I also paid a bond of \$ 1000.00. **Before I left the US**

in February of 1987, I married a US citizen Silvia Moreno on February 10, 1987. I turned in my passport and bond to the Colombian Consulate. I waited in Columbia for my wife to file the petition for me.

Q: Why did you get married?

A: I got married to my wife because we new each other before. I planned on meeting up with her and marrying her before I was ordered to leave the United States. My attorney advised me that I should comply with the voluntary departure.

Q: When did you come back to the US?

A: I came back to the US in September of 1990 and lived with Silvia Moreno for 1 1/2 years. My wife said she would file a petition for me but nothing ever came through. I meet my second wife Monica Mosquera in 1993, and we got married on April 7, 1995.

Signature  Hector W. Lopez  Date  6/24/97

Witnessed  Natalie Bernard  Date  6/24/97

Witnessed  Vanessa Jackson  Date  6/24/97

Date: 6/24/97

File #: 27541589

Dear Sir/Madam;

Your application for adjustment of status is being returned for correction or completion. Please submit the information as checked and follow the instructions indicated. Please return the original application(s), all documents originally submitted, and any new document(s) requested WITH THIS NOTICE. FAILURE TO COMPLY MAY RESULT IN A DELAY IN PROCESSING OR RETURN OF YOUR APPLICATION.

- a copy of your passport showing your admission to the U.S. and/or a copy of your Arrival/Departure Record, Form I-94.
- photographs of yourself; (See instructions for Form I485)
- photographs of your spouse; (See instructions for Form I130)
- birth certificate of \_\_\_\_\_
- marriage certificate of \_\_\_\_\_
- proof of citizenship of \_\_\_\_\_
- evidence of termination of all prior marriages.
- completed FD-258 (Fingerprint Chart) All applicants 14 years of age or older require fingerprints. **CHARTS MUST CONTAIN ORI DESIGNATION FOR NEWARK OFFICE. ALL OTHERS WILL BE RETURNED FOR RE-FINGERPRINTING. PHOTOCOPIES OF THIS CHART ARE NOT ACCEPTABLE**
- all foreign documents must be accompanied by a certified translation.
- proof of lawful permanent residence of \_\_\_\_\_
- a G-325 form for \_\_\_\_\_
- a completed G-14 form
- a completed refugee questionnaire
- a completed G-643 form
- please provide evidence of the basis for filing your application. (Evidence may be notice of an approved visa petition (I130, I140, I360) or the filing of an approvable relative visa petition (I130) with your application.)
- a review of the visa bulletin issued by the Department of State indicates that a visa is not available for your preference. The application was therefore not properly filed. In accordance with Operation Instructions 245.2 your application is rejected and no longer considered pending. The petitioner will be advised concerning the disposition of any petition filed with the application. You will be advised concerning any application for employment authorization filed with your application.
- Service records indicate that you are currently under a deportation proceeding which must be reopened before an application for permanent residence can be filed. You must request in writing that the Immigration Court reopen your deportation proceedings before your I-485 application can be accepted. Once proceedings have been reopened you may submit Form I-485 to the Immigration Court.

voluntary dept 201 E. JACKSON ST.  
no clock on case Aug. 6, 1987  
next hearing no info. HARTONTO  
TX  
78550

Hoyos Rivera Hector William

X92318 - NO. BIA TOLL FREE  
# 27 541 559

1-800-898-7180