

**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
1705 EAST HANNA ROAD, SUITE 366
ELOY, ARIZONA 85231**

IN THE MATTER OF:

Respondent

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IN REMOVAL PROCEEDINGS

FILE NO.:

DATE:

November 4, 2009

On Behalf of the Respondent:

_____, *Pro Se*
1705 East Hanna Road
Eloy, Arizona 85231

On Behalf of the Government:

Office of the Chief Counsel
Department of Homeland Security
Immigration and Customs Enforcement
1705 East Hanna Road
Eloy, Arizona 85231

ORDER OF THE IMMIGRATION COURT

On August 25, 2009, the Court found that the respondent was unable to effectively participate in a coherent manner, to comprehend the nature and consequences of the proceedings, to communicate with the Court, to assert or waive any rights, to seek various forms of relief, and to assist himself. The Court found that he was not mentally competent to continue in removal proceedings due to his inability to comprehend or participate in any meaningful dialog. Due to the respondent's apparent mental illness, the Court ordered that the respondent be evaluated by the U.S. Public Health Service or any contract agency or individual charged with mental health services for immigration detainees, that said agency shall prepare a study and report on the respondent's mental condition and an evaluation of the respondent's competency to represent himself in removal proceedings, and that the report shall be made available to the parties specified in the prior Order. To date, the Executive Office for Immigration Review has not received said report. Accordingly, the following Order is entered:

IT IS HEREBY ORDERED that the Department of Homeland Security shall produce the referenced report no later than November 18, 2009, or shall provide a full explanation as to why there has been a delay in compliance with the Court's prior Order.

Date

U.S. Immigration Judge