

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

UNITED STATES OF AMERICA)	
)	
Plaintiff,)	
)	
v.)	Case No. 1:17-cv-8423
)	
ELEAZAR CORRAL VALENZUELA,)	
)	
Defendant.)	
)	

COMPLAINT TO REVOKE NATURALIZATION

Plaintiff, the United States of America, by its attorney, Steven A. Platt, alleges as follows:

PRELIMINARY STATEMENT

The United States of America (“Plaintiff”) brings this civil action against Defendant Eleazar Corral Valenzuela (“Corral”) to revoke and set aside the order admitting Corral to citizenship, and to cancel his certificate of naturalization. This action is based on Corral’s engagement in criminal activity before he became a naturalized citizen of the United States, but for which he was not charged and convicted until after taking the oath of citizenship. Specifically, from on or about June 9, 1998 through February 26, 2000, Corral sexually abused a minor victim. In his naturalization application and at his naturalization interview, Corral concealed his participation in this criminal conduct, thereby procuring naturalization which otherwise would have been denied. Accordingly, as shown below, Corral unlawfully naturalized and this Court must order the denaturalization of Corral.

JURISDICTION, VENUE, AND PARTIES

1. This is an action filed under 8 U.S.C. § 1451(a) to revoke and set aside the order admitting Corral to United States citizenship and to cancel Corral's Certificate of Naturalization, No. 24018015.

2. Plaintiff is the United States of America. Therefore, this Court has subject matter jurisdiction under 28 U.S.C. § 1345 with a cause of action under 8 U.S.C. § 1451(a).

3. This Court has personal jurisdiction over Corral because he can be found in and resides in this District, pursuant to U.S. Const., art. 3, § 2, cl. 1.

4. Corral was born in Mexico and is a naturalized United States citizen. His last known residence is in Aurora, Illinois, which is within the jurisdiction of this Court. Venue is proper in this District under 8 U.S.C. § 1451(a) and 28 U.S.C. § 1391.

5. As required by 8 U.S.C. § 1451(a), an affidavit showing good cause for this action, signed by Francisco Trevino, Deportation Officer, United States Immigration and Customs Enforcement, an agency within the Department of Homeland Security, is attached as Exhibit A.

FACTS

A. Corral entered the United States without inspection in 1989.

6. Corral entered the United States without inspection in September 1989.
7. In March 1991, Corral married a lawful permanent resident of the United States.
8. On February 10, 1994, Corral applied for an immigrant visa at the U.S. consulate in Ciudad Juarez, Mexico, which was approved. The same day, Corral entered the United States as a lawful permanent resident.

B. Before naturalizing, Corral sexually abused a minor child.

9. From on or about June 9, 1998, through February 26, 2000, Corral knowingly sexually abused a minor child. (Ex. B, Indictment in *People v. Corral*, No. 00-CF-1828 (Ill. Cir. Ct. filed Aug. 8, 2000)); (Ex. C, Tr. of Change of Plea Hrg., at 6); (Ex. D, Judgment Order).

10. On August 8, 2000, a grand jury sitting in the Circuit Court of Kane County, Illinois, indicted Corral on seven counts of aggravated criminal sexual abuse of a minor child.

11. On November 2, 2000, pursuant to a plea agreement, Corral admitted and pleaded guilty to one count of aggravated criminal sexual abuse, in violation of 720 Ill. Comp. Stat. § 5/12-16(b) (1998). In exchange, Corral was sentenced to forty-eight months' sex-offender probation and ordered to register as a sex offender.

12. During his plea colloquy, Corral admitted that on or about June 9, 1998, through February 26, 2000, he committed an act of sexual conduct with a minor child in that he knowingly touched the child's vagina for the purpose of his sexual gratification.

C. At the same time Corral was sexually abusing a minor victim, he applied to naturalize and become a U.S. citizen, maintaining that he possessed the good moral character required to naturalize.

13. The year prior, on January 24, 1999 — during the period in which he sexually abused a minor child — Corral applied for naturalization by filing with the legacy Immigration and Naturalization Service (“INS”) a Form N-400, Application for Naturalization. (Ex. E, Form N-400).

14. The Form N-400, in Part 7, Question 15, asks: “Have you ever: (a) knowingly committed any crime for which you have not been arrested?” In response to that question, Corral checked the box marked “No.”

15. That representation was false.

16. The certification on the Form N-400, Part 11, states: "I certify . . . under penalty of perjury under the laws of the United States of America that this application, and the evidence submitted with it, is all true and correct." Corral signed the N-400 beneath that statement, certifying under penalty of perjury that his responses to the questions on the N-400 were true and correct.

17. On or about May 10, 2000, an INS officer interviewed Corral in conjunction with Corral's Form N-400.

18. At the beginning of the interview, Corral took an oath or affirmed that he would answer all questions truthfully.

19. During the interview, the officer asked Corral, consistent with Part 7, Question 15(a) of his naturalization application, if he had ever knowingly committed any crime for which he had not been arrested.

20. In response, Corral testified that he had never committed a crime for which he was not arrested.

21. That testimony was false.

22. At the end of his naturalization interview on May 10, 2000, Corral again signed his N-400, thereby attesting that the information it contained was true.

23. At no point during the naturalization process did Corral disclose to INS his sexual abuse of a minor child.

24. On May 10, 2000, the INS approved Corral's naturalization application.

25. Corral took the oath of allegiance and was naturalized as a United States citizen on June 15, 2000.

26. He was issued Certificate of Naturalization No. 24018015.

GOVERNING LAW

A. Congressionally-imposed prerequisites to the acquisition of citizenship.

27. No alien has a right to naturalization “unless all statutory requirements are complied with.” *United States v. Ginsberg*, 243 U.S. 472, 474-75 (1917). The Supreme Court has underscored that “[t]here must be strict compliance with all the congressionally imposed prerequisites to the acquisition of citizenship.” *Fedorenko v. United States*, 449 U.S. 490, 506 (1981); *see also id.* (“An alien who seeks political rights as a member of this Nation can rightfully obtain them only upon the terms and conditions specified by Congress.”) (quoting *Ginsberg*, 243 U.S. at 474)).

28. Congress mandated that an individual may not naturalize unless that person “during all periods referred to in this subsection has been and still is a person of good moral character” *See* 8 U.S.C. § 1427(a)(3); 8 C.F.R. § 316.10(a)(1)

29. The required statutory period for good moral character begins five years before the date the applicant files the application for naturalization, and continues until the applicant takes the Oath of Allegiance and becomes a United States citizen (commonly called the “statutory period”). 8 U.S.C. § 1427(a)(3); 8 C.F.R. § 316.10(a)(1).

30. As a matter of law, an applicant necessarily lacks good moral character if he or she commits a crime involving moral turpitude (“CIMT”) during the statutory period and later either is convicted of the crime or admits his or his commission of the criminal activity. 8 U.S.C. § 1101(f)(3) (cross-referencing 8 U.S.C. § 1182(a)(2)(A)); 8 C.F.R. § 316.10(b)(2)(i) (providing that an applicant “shall be found to lack good moral character” if, for example, they committed and were convicted of one or more crimes involving moral turpitude).

31. Congress has also explicitly precluded individuals who give false testimony for the purpose of obtaining immigration benefits from being able to establish the good moral character necessary to naturalize. 8 U.S.C. § 1101(f)(6); 8 C.F.R. § 316.10(b)(2)(vi).

32. Further, Congress created a “catch-all” good moral character provision, which states, “[t]he fact that any person is not within any of the foregoing classes shall not preclude a finding that for other reasons such person is or was not of good moral character.” 8 U.S.C. § 1101(f).

33. “[A] conviction during the statutory period is not necessary for a finding that an applicant lacks good moral character. It is enough that the offense was ‘committed’ during that time.” *United States v. Suarez*, 664 F.3d 655, 661 (7th Cir. 2011) (discussing 8 C.F.R. § 316.10(b)(3)(iii)).

34. Nevertheless, an individual who is convicted is collaterally estopped from contesting all facts that were essential to proving the elements of the crime. *See Appley v. West*, 832 F.2d 1021, 1025–26 (7th Cir. 1987).

B. The denaturalization statute.

35. Recognizing that there are situations where an individual has naturalized despite failing to comply with all congressionally imposed prerequisites to the acquisition of citizenship or by concealing or misrepresenting facts that are material to the decision on whether to grant his or her naturalization application, Congress enacted 8 U.S.C. § 1451.

36. Under 8 U.S.C. § 1451(a), this Court must revoke an order of naturalization and cancel the individual’s Certificate of Naturalization if his or his naturalization was *either*:

- a. illegally procured, *or*
- b. procured by concealment of a material fact or by willful misrepresentation.

37. Failure to comply with any of the congressionally imposed prerequisites to the acquisition of citizenship renders the citizenship “illegally procured.” *Fedorenko*, 449 U.S. at 506.

38. Naturalization was procured by concealment of a material fact or by willful misrepresentation, where: (1) the naturalized citizen misrepresented or concealed some fact during the naturalization process; (2) the misrepresentation or concealment was willful; (3) the fact was material; and (4) the naturalized citizen procured citizenship as a result of the misrepresentation or concealment. *Kungys v. United States*, 485 U.S. 759, 767 (1988).

39. Where the government establishes that the defendant’s citizenship was procured illegally or by willful misrepresentation of material facts, “district courts lack equitable discretion to refrain from entering a judgment of denaturalization.” *Fedorenko*, 449 U.S. at 517.

COUNT I

ILLEGAL PROCUREMENT OF NATURALIZATION LACK OF GOOD MORAL CHARACTER (CRIME INVOLVING MORAL TURPITUDE)

40. Plaintiff re-alleges and incorporates by reference the foregoing paragraphs.

41. Corral was required to prove that he possessed the requisite good moral character during the period of January 14, 1994 — five years before he filed his N-400 — until he was admitted to U.S. citizenship on June 15, 2000.

42. During that statutory period, Corral committed the criminal offense of aggravated criminal sexual abuse of a minor child. *See* 720 Ill. Comp. Stat. § 5/12-16(b) (1998); *People v. Corral*, No. 00-CF-1828 (Ill. Cir. Ct. filed Aug. 8, 2000).

43. Aggravated criminal sexual abuse of a minor child is a crime involving moral turpitude. *See, e.g., United States v. Dave*, No. 13-cv-8867, 2015 WL 5590696, at *3 (N.D. Ill. Sept. 21, 2015); *United States v. Ep*, No. 02-cv-780, 2003 WL 22118926, at *5 (N.D. Ill. Sept. 11, 2003); *Gonzalez-Alvarado v. I.N.S.*, 39 F.3d 245, 246–47 (9th Cir. 1994).

44. Because he committed a crime involving moral turpitude during the statutory period, Corral was barred under 8 U.S.C. § 1101(f)(3) from showing that he possessed the good moral character necessary to become a naturalized United States citizen.

45. Because Corral was not a person of good moral character, he was ineligible for naturalization under 8 U.S.C. § 1427(a)(3).

46. Because he was ineligible to naturalize, Corral procured his citizenship illegally, and this Court must revoke his citizenship, as provided for by 8 U.S.C. § 1451(a).

COUNT II

ILLEGAL PROCUREMENT OF NATURALIZATION LACK OF GOOD MORAL CHARACTER (UNLAWFUL ACT ADVERSELY REFLECTING ON MORAL CHARACTER)

47. Plaintiff re-alleges and incorporates by reference the foregoing paragraphs.

48. As noted above in Count I, Corral was required to show that he had been a person of good moral character during the statutory period, from January 14, 1994, until the date he was admitted to U.S. citizenship, June 15, 2000.

49. On November 2, 2000, Corral pled guilty to guilty to one count of aggravated criminal sexual abuse, in violation of 720 Ill. Comp. Stat. § 5/12-16(b) (1998), and admitted that from on or about June 9, 1998, through February 26, 2000, he sexually abused a minor child in that he knowingly touched her vagina for the purpose of his sexual gratification. (Exs. B, C, D). This is an unlawful act which adversely reflects on Corral's moral character.

50. Corral committed this sexual abuse during the statutory period.

51. Corral has not established, and cannot establish, extenuating circumstances with regard to the crime he committed, and he therefore cannot avoid the regulatory bar on establishing good moral character found in 8 C.F.R. § 316.10(b)(3)(iii).

52. The regulatory “unlawful acts” bar on establishing good moral character found in 8 C.F.R. § 316.10(b)(3)(iii) applies to Corral regardless of whether the statutory crime involving moral turpitude bar (set forth in Count I) also applies to him.

53. Corral’s unlawful acts precluded him from establishing good moral character, rendering him ineligible for naturalization at the time he took the oath of allegiance. *See* 8 U.S.C. § 1101(f); 8 C.F.R. § 316.10(b)(3)(iii).

54. Thus, due to his commission of unlawful acts during the statutory period, Corral illegally procured his naturalization, and this Court must revoke his citizenship, as provided for by 8 U.S.C. § 1451(a).

COUNT III

ILLEGAL PROCUREMENT OF NATURALIZATION LACK OF GOOD MORAL CHARACTER (FALSE TESTIMONY)

55. Plaintiff re-alleges and incorporates by reference the foregoing paragraphs.

56. As noted above in Count I, Corral was required to show that he had been a person of good moral character during the statutory period, from January 14, 1994, until the date he was admitted to U.S. citizenship, June 15, 2000.

57. During that statutory period, Corral affirmatively testified under oath during his May 10, 2000 naturalization interview that he had never committed a crime for which he had never been convicted.

58. Corral had in fact committed aggravated criminal sexual abuse of a minor child from on or about June 9, 1998, through February 26, 2000.

59. His May 10, 2000 testimony was therefore false.

60. Corral testified falsely for the purpose of obtaining U.S. citizenship, which is an immigration benefit.

61. Because he provided false testimony under oath for the purpose of obtaining his naturalization, Corral was barred under 8 U.S.C. § 1101(f)(6) from showing that he had the good moral character necessary to become a naturalized United States citizen.

62. Because Corral was not a person of good moral character, he was ineligible for naturalization under 8 U.S.C. § 1427(a)(3).

63. Because he was ineligible to naturalize, Corral procured his citizenship illegally, and this Court must revoke his citizenship, as provided for by 8 U.S.C. § 1451(a).

COUNT IV

ILLEGAL PROCUREMENT OF NATURALIZATION LACK OF GOOD MORAL CHARACTER (UNLAWFUL ACT OF PROVIDING FALSE TESTIMONY)

64. Plaintiff re-alleges and incorporates by reference the foregoing paragraphs.

65. As noted above in Count I, Corral was required to show that he had been a person of good moral character during the statutory period, from January 14, 1994, until the date he was admitted to U.S. citizenship, June 15, 2000.

66. During that statutory period, Corral provided false testimony regarding facts material to his Form N-400.

67. Thus, Corral committed unlawful acts that constitute the essential elements of the following criminal offenses: false swearing in an immigration matter, in violation of 18 U.S.C. § 1546(a); making false statements, in violation of 18 U.S.C. § 1001(a); and perjury, in violation of 18 U.S.C. § 1621(1).

68. False Swearing in an Immigration Matter: During his naturalization interview, Corral did knowingly subscribe as true, under penalty of perjury, false statements with respect to material facts in a document required by the immigration laws or regulations: a Form N-400, Application for Naturalization. Corral knowingly made a false statement in his Form N-400: that he had never knowingly committed a crime for which he had not been arrested. This statement was material. Corral knew this statement to be false. Corral made this statement under oath. This was in violation of 18 U.S.C. § 1546(a).

69. False Statements in an Executive Matter: Corral did willfully and knowingly make materially false, fictitious, and fraudulent statements and representations, and make or use false writings and documents knowing the same to contain materially false, fictitious, and fraudulent statements and entries, in a matter within the jurisdiction of a department or agency of the United States. Corral made a material false statement in his Form N-400: that he had never knowingly committed a crime for which he had not been arrested. Corral knew this statement to be false. This was in violation of 18 U.S.C. § 1001(a).

70. Perjury: In a statement under penalty of perjury as permitted under 18 U.S.C. § 1746, Corral did willfully subscribe as true material matter which he did not believe to be true: on his Form N-400, Corral subscribed as true that he had never knowingly committed a crime for which he had not been arrested. This statement under penalty of perjury was material, not true, and Corral did not believe it to be true. This was in violation of 18 U.S.C. § 1621(1).

71. False swearing in an immigration matter, in violation of 18 U.S.C. § 1546(a); making false statements, in violation of 18 U.S.C. § 1001(a); and perjury, in violation of 18 U.S.C. § 1621, each adversely reflect on Corral's moral character. Indeed, each of those crimes constitutes crimes involving moral turpitude. *Marin Rodriguez v. Holder*, 710 F.3d 734, 738–39

(7th Cir. 2013) (18 U.S.C. § 1546(a)); *Ghani v. Holder*, 557 F.3d 836, 840 (7th Cir. 2009) (18 U.S.C. § 1001); *United States ex rel. Boraca v. Schlotfeldt*, 109 F.2d 106, 108 (7th Cir. 1940) (perjury).

72. Corral cannot establish extenuating circumstances for his false testimony and false statements, and he therefore cannot avoid the regulatory bar on good moral character found at 8 C.F.R. § 316.10(b)(3)(iii).

73. Corral's false testimony for the purpose of obtaining an immigration benefit and false statements with respect to material facts in his Form N-400 precluded him from establishing good moral character and thus rendered him ineligible for naturalization at the time he naturalized. *See* 8 U.S.C. § 1101(f); 8 C.F.R. § 316.10(b)(3)(iii).

74. Because he was ineligible to naturalize, Corral procured his citizenship illegally, and this Court must revoke his citizenship, as provided for by 8 U.S.C. § 1451(a).

COUNT V

PROCUREMENT OF NATURALIZATION BY CONCEALMENT OF A MATERIAL FACT OR BY WILLFUL MISREPRESENTATION

75. Plaintiff re-alleges and incorporates by reference the foregoing paragraphs.

76. Under 8 U.S.C. § 1451(a), the Court must revoke a naturalized person's citizenship and cancel his certificate of naturalization if that person procured his naturalization by concealment of a material fact or by willful misrepresentation.

77. As set forth above, throughout the naturalization process, Corral willfully misrepresented and concealed his sexual abuse of a minor child, for which he was later convicted.

78. Specifically, Corral represented on his Form N-400 and during his naturalization interview that he had never knowingly committed a crime for which he had not been arrested, despite knowing that such representations were false and misleading.

79. Corral knew that at the time he submitted his Form N-400, was interviewed in conjunction with his Form N-400, and attended his naturalization oath ceremony, that he had sexually abused a minor child.

80. Corral made his misrepresentation or concealment deliberately and voluntarily.

81. Therefore, Corral made his misrepresentations or concealments willfully.

82. Corral's misrepresentation or concealment was material to his naturalization because the disclosure of his commission of sexual abuse of a minor child would have had a natural tendency to influence INS's decision whether to approve his naturalization application.

83. Indeed, Corral's conduct rendered him ineligible for citizenship.

84. Because Corral procured his citizenship by willful misrepresentation or concealment of a material fact, this Court must revoke his citizenship, as provided for by 8 U.S.C. § 1451(a).

PRAYER FOR RELIEF

WHEREFORE, Plaintiff, the United States of America, respectfully requests:

- A. A declaration that Corral procured his citizenship illegally;
- B. A declaration that Corral procured his citizenship by concealment or willful misrepresentation of material facts;
- C. Judgment revoking and setting aside the naturalization of Corral, and canceling Certificate of Naturalization No. 24018015, effective as of the original date of the order and certificate, June 15, 2000;

D. Judgment forever restraining and enjoining Corral from claiming any rights, privileges, benefits, or advantages related to United States citizenship;

E. Judgment requiring Corral, within ten days of judgment, to surrender and deliver his Certificate of Naturalization, No. 24018015, and any copies thereof in his possession, and to make good faith efforts to recover and surrender any copies thereof that he knows are in the possession of others, to the Attorney General, or his representative, including undersigned counsel

F. Judgment requiring Corral, within ten days of judgment, to surrender and deliver any other indicia of United States citizenship (including, but not limited to, any United States passport, voter identification card, and other voting documents), and any copies thereof in his possession, and to make good faith efforts to recover and then surrender any copies thereof that he knows are in the possession of others, to the Attorney General, or his representative, including undersigned counsel; and

G. Judgment granting the United States such other relief as may be lawful and proper.

Dated: November 21, 2017

Respectfully submitted,

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Acting United States Attorney
Northern District of Illinois

CHAD A. READLER
Principal Deputy Assistant Attorney General
U.S. Department of Justice, Civil Division

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*Counsel for Plaintiff
United States of America*

EXHIBIT

A

UNITED STATES OF AMERICA)
)
CHICAGO, ILLINOIS)
)
In the Matter of the Revocation)
of the Naturalization of)
)
ELEAZAR CORRAL VALENZUELA)
A044 363 934)

AFFIDAVIT OF GOOD CAUSE

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U.S. DISTRICT COURT
N. DISTRICT OF ILLINOIS

I, Francisco Trevino, declare under penalty of perjury as follows:

I am a Deportation Officer for the United States Department of Homeland Security (DHS), United States Immigration and Customs Enforcement (ICE). In this capacity, I have access to the official records maintained by DHS/ICE, including the immigration file of Eleazar Corral Valenzuela, A044 363 934 (Mr. Corral Valenzuela).

II. I have examined the records relating to Mr. Corral Valenzuela's case. Based upon my review of these records, I state, on information and belief, that the information set forth in this Affidavit of Good Cause is true and correct.

III. On or about January 14, 1999, Mr. Corral Valenzuela filed an Application for Naturalization, Form N-400, with United States Immigration Naturalization Service (INS).¹ The application was forwarded to the INS Chicago Office, and, on May 10, 2000, INS Officer Phillip Leibas interviewed Mr. Corral Valenzuela, under oath, concerning the information he provided on his Application for Naturalization. Based on his written application and naturalization interview, Mr. Corral Valenzuela's naturalization application was approved on May 10, 2000. Mr. Corral Valenzuela took

¹ As of March 1, 2003, the INS ceased to exist and its functions were transferred to various bureaus within DHS. See Homeland Security Act of 2002, §§ 441, 451, 471, Pub. L. No. 107-296, 116 Stat. 2135 (2002) (codified at 6 U.S.C. §§ 251, 271, 291). This transfer does not affect the issues in this case. Because Mr. Corral Valenzuela's naturalization case was adjudicated before the transfer, this Affidavit of Good Cause will reference the INS as necessary.

the oath of allegiance on June 15, 2000, and on that date was admitted as a citizen of the United States. He was issued Certificate of Naturalization number 24018015.

IV. Mr. Corral Valenzuela illegally procured his naturalization because he could not have established that he was a person of good moral character.

A. Mr. Corral Valenzuela could not have established that he was a person of good moral character because he was convicted of a crime of moral turpitude that was committed during the statutory period.

1. As an applicant for naturalization pursuant to section 316(a) of the Immigration and Nationality Act (INA), 8 U.S.C. § 1427(a), Mr. Corral Valenzuela was required to prove that he was a person of good moral character from approximately January 14, 1994, five years before he filed his application, up to the time he was admitted to United States citizenship on June 15, 2000 (the statutory period).
2. An applicant for naturalization is precluded from establishing good moral character if he was convicted of a crime involving moral turpitude (other than a purely political offense) that was committed during the statutory period. *See* INA § 101(f)(3), 8 U.S.C. § 1101(f)(3); INA § 212(a)(2)(A)(i)(I), 8 U.S.C. § 1182(a)(2)(A)(i)(I); 8 C.F.R. § 316.10(b)(2)(i).
3. On or about June 9, 1998, through February 26, 2000, during the statutory period, Mr. Corral Valenzuela committed, in Kane County, Illinois, the criminal offense of aggravated criminal sexual abuse of a minor [REDACTED], in violation of 720 ILCS 5/12-16(b).

4. On or about August 8, 2000, after he had naturalized, Mr. Corral Valenzuela was indicted on seven counts of aggravated criminal sexual abuse of a minor [REDACTED] in the Circuit Court of Kane County, Illinois.
 5. On November 2, 2000, Mr. Corral Valenzuela pleaded guilty to one count of aggravated criminal sexual abuse. Mr. Corral Valenzuela admitted that on or about June 9, 1998, through February 26, 2000, he, [REDACTED] [REDACTED] committed an act of sexual conduct with [REDACTED] in that he knowingly touched the vagina of [REDACTED] for the purpose of sexual gratification (of Mr. Corral Valenzuela). Pursuant to the plea, Mr. Corral Valenzuela was sentenced to 48 months' sex offender probation and required to register as a sex offender.
 6. Aggravated criminal sexual abuse of a minor [REDACTED] is a crime involving moral turpitude.
 7. Because Mr. Corral Valenzuela was convicted of a crime of moral turpitude that was committed within the period of time in which he was required to establish good moral character, he was precluded from establishing good moral character, and was, therefore, ineligible to naturalize.
- B. Mr. Corral Valenzuela could not have established that he was a person of good moral character during the statutory period because he committed unlawful acts that adversely reflect upon his moral character.

1. Unless there are extenuating circumstances, an applicant for naturalization is precluded from establishing good moral character if, during the statutory period, he commits unlawful acts that adversely reflected upon his moral character. *See* 8 C.F.R. § 316.10(b)(3)(iii).
2. As mentioned above, on or about June 9, 1998, through February 26, 2000, during the statutory period, Mr. Corral Valenzuela committed the criminal offense of aggravated criminal sexual abuse of a minor [REDACTED]
[REDACTED]
3. On November 2, 2000, after naturalization, Mr. Corral Valenzuela pleaded guilty to one count of aggravated criminal sexual abuse. For this crime, he was sentenced to 48 months' sex offender probation.
4. Aggravated criminal sexual abuse of a minor [REDACTED] is an unlawful act that adversely reflects upon an individual's moral character.
5. As evidenced by his post-naturalization conviction, there were no extenuating circumstances that could have mitigated the effect of Mr. Corral Valenzuela's actions on his ability to establish good moral character.
6. Because Mr. Corral Valenzuela committed an unlawful act that adversely reflects upon his moral character within the period of time in which he was required to establish good moral character, he was precluded from establishing good moral character, and was therefore ineligible for naturalization.

C. Mr. Corral Valenzuela could not have established that he was a person of good moral character because, during his May 10, 2000 naturalization interview, he provided false testimony while under oath for the purpose of obtaining his naturalization.

1. An individual who, during the statutory period, provides false testimony while under oath with the intent of obtaining any benefit under the INA, including naturalization, is precluded from establishing good moral character. *See* INA § 101(f)(6), 8 U.S.C. § 1101(f)(6); 8 C.F.R. § 316.10(b)(2)(i).
2. On May 10, 2000, Phillip Leibas, an INS officer, interviewed Mr. Corral Valenzuela regarding his application for naturalization.
3. At the beginning of the naturalization interview, Mr. Corral Valenzuela took an oath or affirmed that he would answer all questions truthfully.
4. During the course of the naturalization interview, in order to adjudge Mr. Corral Valenzuela's eligibility for naturalization, Officer Leibas asked Mr. Corral Valenzuela if he had ever knowingly committed any crime for which he had not been arrested.
5. In response to the question, Mr. Corral Valenzuela falsely testified under oath that he had never committed any crime for which he had not been arrested.
6. On or about June 9, 1998, through February 26, 2000, Mr. Corral Valenzuela committed, in Kane County, Illinois, the criminal offense of

aggravated criminal sexual abuse of a minor [REDACTED], in violation of 720 ILCS 5/12-16(b).

7. After his interview and naturalization, Mr. Corral Valenzuela was indicted and arrested. He subsequently pleaded guilty to one count of aggravated criminal sexual abuse of a minor [REDACTED] and was sentenced.

8. Because Mr. Corral Valenzuela provided false testimony during the statutory period for the purpose of obtaining naturalization, he could not have established that he was a person of good moral character. Therefore, he was ineligible to naturalize.

V. Mr. Corral Valenzuela procured his naturalization by willful misrepresentation and concealment of a material fact.

A. Mr. Corral Valenzuela willfully misrepresented and concealed his criminal activities during the naturalization process.

1. On his Application for Naturalization, Form N-400, in response to Part 7, question 15(a), Mr. Corral Valenzuela indicated that he had never knowingly committed any crime for which he had not been arrested.

2. Mr. Corral Valenzuela signed and dated this Application for Naturalization on December 30, 1998, thereby certifying, under penalty of perjury, that the information in the application was true and correct. Mr. Corral Valenzuela filed his application with the INS on or about January 14, 1999.

3. At the conclusion of his naturalization interview of May 10, 2000, Mr. Corral Valenzuela signed the application a second time, again swearing that the contents of his naturalization application were true.
4. Contrary to his representations, Mr. Corral Valenzuela had knowingly committed a crime for which he had not been arrested. On or about June 9, 1998, through February 26, 2000, in Kane County, Illinois, Mr. Corral Valenzuela committed aggravated criminal sexual abuse of a minor [REDACTED], in violation of 720 ILCS 5/12-16(b). After naturalization, he pleaded guilty to this crime and was sentenced to 48 months' sex offender probation.
5. Mr. Corral Valenzuela misrepresented and concealed his criminal acts knowing his representations were false and misleading.

B. Mr. Corral Valenzuela's misrepresentations and concealment of his criminal acts were material to determining his eligibility for naturalization because they had the natural tendency to influence the INS's decision whether to approve his naturalization application. In fact, Mr. Corral Valenzuela's unlawful criminal acts would have precluded him from establishing the requisite good moral character for naturalization.

1. As an applicant for naturalization pursuant to INA § 316(a), 8 U.S.C. § 1427(a), Mr. Corral Valenzuela was required to prove that he was a person of good moral character from January 14, 1994, five years before he filed his application, up to the time he was admitted to United States citizenship on June 15, 2000 (the statutory period).

2. An applicant convicted of an aggravated felony on or after November 29, 1990, is barred from establishing good moral character. *See* 8 C.F.R. § 316.10 (b)(1)(ii).
3. An applicant who, during the statutory period required for good moral character, commits and is convicted of, or admits committing acts which constitute the essential elements of, a crime involving moral turpitude punishable by imprisonment for more than one year is precluded from establishing good moral character. *See* 8 C.F.R. § 316.10 (b)(2)(i) and (b)(2)(iv).
4. Aggravated sexual abuse of a minor family member, in violation of 720 ILCS 5/12-16(b), is an aggravated felony and a crime involving moral turpitude.
5. Had Mr. Corral Valenzuela admitted his criminal acts, the INS would not have approved naturalization application.

C. By concealing and misrepresenting material facts regarding his criminal activities, Mr. Corral Valenzuela was able to procure his naturalization.

VI. Based on the facts outlined in the foregoing paragraphs, good cause exists to institute proceedings pursuant to INA § 340(a), 8 U.S.C. § 1451(a), to revoke Mr. Corral Valenzuela's citizenship and to cancel his certificate of naturalization.

VII. Mr. Corral Valenzuela's last known residence is [REDACTED] Aurora, Illinois [REDACTED].

Declaration in Lieu of Jurat
(28 U.S.C. § 1746)

I declare under penalty of perjury that the foregoing is true and correct. Executed on July
21, 2017.



Francisco Trevino
Deportation Officer
U.S. Department of Homeland Security
U.S. Immigration and Customs Enforcement

EXHIBIT

B

U.S. District Court for the District of Columbia

IN THE CIRCUIT COURT FOR THE STATE OF ILLINOIS
KANE COUNTY, ILLINOIS
CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS vs ELEAZAR CORRAL

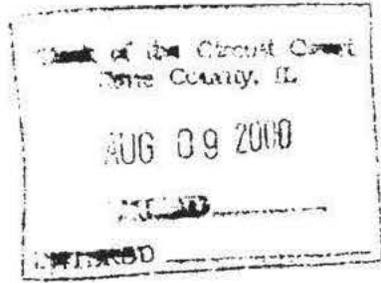
Defendant,

General Number 00 CT 1388

INDICTMENT

THE GRAND JURY CHARGES THAT:

Count One



On or about June 9, 1998 through February 25, 2000

Eleazar Corral

committed the offense of Aggravated Criminal Sexual Abuse,

Class 2 Felony

in violation of Chapter 720, Section 5/12-15(b) of the

Illinois Compiled Statutes, as amended, in that

said defendant, [REDACTED] committed an act of sexual

conduct when [REDACTED] in that the defendant knowingly touched the vagina of

[REDACTED] for the purpose of the sexual gratification of the defendant.

All of the foregoing occurred in Kane County, Illinois.



at Court's Court Indictment

STATEMENT: PEOPLE v. ALEJANDRO CORRAL

Serial Number 00 OF 1935

Clerk of the Circuit Court
Kane County, IL
AUG 09 2000
FILED
ENTERED

THE GRAND JURY CHARGES THAT:

Count Two

On or about June 9, 1998 through February 25, 2000

Aleazar Corral

committed the offense of Aggravated Criminal Sexual Abuse

Class 2 Felony

In violation of Chapter 720, Section 5/12-15(b) of the Illinois Compiled Statutes, as amended, in that

said defendant, [REDACTED] committed an act of sexual conduct with [REDACTED] in that the defendant knowingly touched the vagina of [REDACTED] for the purpose of the sexual gratification of the defendant.

All of the foregoing occurred in Kane County, Illinois.

Attorney: PEOPLE V. ALEXANDER CORRAL Pg. 4

Serial Number 00 OF 1828

THE GRAND JURY CHARGES THAT:

Count Three

Illinois State Court Clerk Kane County, IL
AUG 09 2000
FILED
ENTERED

On or about June 9, 1998 through February 23, 2000

Alexander Corral

committed the offense of Aggravated Criminal Sexual Abuse,

Class 2 Felony

in violation of Chapter 720, Section 5/12-16(b) of the

Illinois Compiled Statutes, as amended, in that

said defendant, [REDACTED] committed an act of sexual

conduct with [REDACTED] in that the defendant knowingly touched the vagina of

[REDACTED] for the purpose of the sexual gratification of the defendant.

All of the foregoing occurred in Kane County, Illinois.

Available Court Indictment

Indictments: PEOPLE vs. SEANER CORRAL

General Number 00 CF 1328

THE GRAND JURY CHARGES THAT:

Court Four

No. 4 Clerk of the Circuit Court Kane County, IL AUG 09 2000 FILED ENTERED

On or about February 27, 2000

SEANER CORRAL

committed the offense of Aggravated Criminal Sexual Abuse,

Class 2 Felony

in violation of Chapter 720, Section 5/12-16(b) of the

Illinois Compiled Statutes, as amended, in that

said defendant, [REDACTED] committed an act of sexual

conduct with [REDACTED] in that the defendant knowingly touched the buttocks

of [REDACTED] for the purpose of the sexual gratification of the defendant.

All of the foregoing occurred in Kane County, Illinois.

ILLINOIS JUDICIAL BRANCH

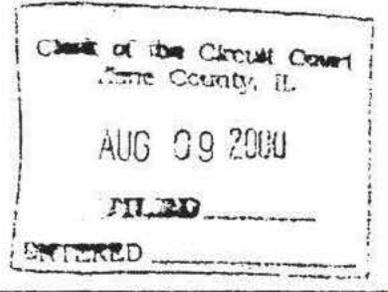
Indictments: PEOPLE V. ELIZABETH COPPOLA Pg. 1

General Number 99 CT 1838

THE GRAND JURY CHARGES THAT:

Count Five

On or about February 27, 2000



Elizabeth Coppola

committed the offense of Aggravated Criminal Sexual Abuse,

Class 2 Felony

in violation of Chapter 720, Section 5/12-16(b) of the

Illinois Compiled Statutes, as amended, in that

said defendant, [REDACTED] committed an act of sexual

conduct with [REDACTED] in that the defendant knowingly touched the vagina of

[REDACTED] for the purpose of the sexual gratification of the defendant.

All of the foregoing occurred in Kane County, Illinois.

Judicial Court Indictment

Indictment: PEOPLE v. ELIZABETH CORRAL Pg. 7

Serial Number 00 OF 1628

Clerk of the Circuit Court
Kane County, IL
AUG 09 2000
FILED
ENTERED

THE GRAND JURY CHARGES THAT:

Count Six

On or about February 27, 2000

Elizabeth Corral

committed the offense of Aggravated Criminal Sexual Abuse,

Class B Felony

in violation of Chapter 720, Section 5/12-15(b) of the

Illinois Compiled Statutes, as amended, in that

said defendant, [REDACTED] committed an act of sexual

conduct with [REDACTED] in that the defendant knowingly rubbed the vagina of

[REDACTED] with the defendant's penis for the purpose of the sexual

gratification of the defendant.

All of the foregoing occurred in Kane County, Illinois.

Illinois Court Indictment

Indictment: PEOPLE v. ELIZABETH CORRAL

General Number 00 OF 1998

THE GRAND JURY CHARGES THAT:

Count Seven

Seal of the Circuit Court
Kane County, IL
AUG 09 2000
FILED
ENTERED

On or about June 9, 1998 through February 28, 2000

Elizabeth Corral

committed the offense of Aggravated Criminal Sexual Abuse,

Class 2 Felony

in violation of Chapter 720, Section 5/12-1(b) of the

Illinois Compiled Statutes, as amended, in that

said defendant, [REDACTED], committed an act of sexual

conduct with [REDACTED] in that the defendant knowingly touched the breast of

[REDACTED] with the defendant's penis for the purpose of the sexual

gratification of the defendant.

All of the foregoing occurred in Kane County, Illinois.

A TRUE BILL

[Handwritten Signature]
Forfeiture of the Grand Jury

EXHIBIT

C

1 STATE OF ILLINOIS)
) SS:
 2 COUNTY OF KANE)

3 IN THE CIRCUIT COURT FOR THE 16TH JUDICIAL CIRCUIT
 4 KANE COUNTY, ILLINOIS

5 PEOPLE OF THE STATE OF ILLINOIS,)
)
 6 PLAINTIFF,)
)
 7 VS.) NO. 00 CF 1828
)
 8 ELEAZAR CORRAL,)
)
 9 DEFENDANT.)

10 REPORT OF PROCEEDINGS had at the hearing in the
 11 above-entitled cause before the Honorable PHILIP L.
 12 DiMARZIO, Judge of said Court, on the 2nd day of
 13 November, A.D. 2000.

14 PRESENT:

15 MR. JOHN A. BARSANTI,
 State's Attorney, by
 16 MS. TERESA MCADAMS,
 Assistant State's Attorney,
 17 appeared for the People of the
 State of Illinois;

18 MR. EDUARDO GIL,
 19 appeared for the Defendant.

20
 21
 22
 23 KATHERINE J. NIELSEN, CSR, RDR, CRR
 Official Court Reporter
 24 Illinois CSR #084-001064

1 (Whereupon, the following
2 proceedings were had
3 before Court and counsel
4 in open court:)

5 THE COURT: 00 CF 1828, People vs. Corral.
6 Interpreting for the defendant is Nicole Okerblad.

7 MS. MCADAMS: Terri McAdams on behalf of the
8 State.

9 MR. GIL: Edward Gil on behalf of Mr. Corral.

10 MS. MCADAMS: Your Honor, we've come to an
11 agreement on this matter.

12 The defendant would be pleading guilty to
13 Count 1, aggravated criminal sexual abuse. He would
14 serve 48 months sex offender probation. Pay fines
15 and costs of \$235.

16 He would undergo a sex offender and
17 psychological evaluation and comply with all
18 recommended treatment and counselling.

19 He's to have no unsupervised contact with
20 any minors under the age of 14 until further order of
21 Court or upon recommendation of the treatment
22 provider.

23 He's to register as a sex offender pursuant
24 to 730 ILCS 150.

1 He would undergo a blood test pursuant to
2 730 ILCS 5/5-4-3.

3 THE COURT: Sir, I am told that you may wish to
4 plead guilty to the charge of aggravated criminal
5 sexual abuse. This is a crime punishable by a
6 possible penitentiary sentence of not less than three
7 and not more than seven years.

8 If you were sentenced to prison, upon your
9 release, you would be required to serve an additional
10 two-year period of mandatory supervised release that
11 is similar to parole. In addition, you could be
12 fined up to \$25,000.

13 If you were placed on probation, the
14 probation could run for up to 48 months.

15 Do you understand that these are the
16 possible penalties?

17 THE INTERPRETER: Yes.

18 THE COURT: You have heard the terms of the plea
19 agreement stated here in court. Do you understand
20 the terms?

21 THE INTERPRETER: Yes.

22 THE COURT: Understanding all of this, do you
23 wish to plead guilty to this charge?

24 THE INTERPRETER: Yes.

1 THE COURT: By pleading guilty, you would be
2 giving up your right to have a jury trial.

3 Do you know what a jury trial is?

4 THE INTERPRETER: Yes.

5 THE COURT: Do you have any questions about it?

6 THE INTERPRETER: No.

7 THE COURT: Do you understand that you could
8 only be found guilty at a jury trial if all twelve
9 jurors after hearing the evidence were convinced of
10 your guilt beyond a reasonable doubt?

11 THE INTERPRETER: Yes.

12 THE COURT: Do you in fact wish to give up your
13 right to have a jury trial?

14 THE INTERPRETER: Yes.

15 THE COURT: Once you do that, you still have the
16 right to have a bench trial, that would be held in
17 front of a judge without a jury. Do you also wish to
18 give up that right?

19 THE INTERPRETER: Yes.

20 THE COURT: When you plead guilty, there is no
21 trial of any kind. That means you also would be
22 giving up your right to confront witnesses.

23 If there were a trial, you would have the
24 right to be here in court during all testimony and to

1 have your lawyer, Mr. Gil, question all witnesses.

2 Also, if there were a trial, you would have
3 the right to present evidence. That would include
4 your right to testify and to subpoena witnesses and
5 evidence into court with the help of your lawyer.

6 By pleading guilty, you give up each of
7 these rights.

8 Is that what you want to do?

9 THE INTERPRETER: Yes.

10 THE COURT: At a trial, no one could force you
11 to testify against your will. If you were to choose
12 not to testify, that decision could not be used
13 against you in court.

14 Do you understand that?

15 THE INTERPRETER: Yes.

16 THE COURT: As you stand here today, you are
17 presumed innocent. The State would have to prove
18 each part of this charge beyond a reasonable doubt
19 before you could be convicted. By pleading guilty,
20 you give up that presumption of innocence.

21 Is that what you still want to do?

22 THE INTERPRETER: Yes.

23 THE COURT: What is your age?

24 THE INTERPRETER: 32.

1 THE COURT: How far have you gone in school?

2 THE INTERPRETER: Sixth.

3 THE COURT: Do you believe that you understand
4 what I've said to you?

5 THE INTERPRETER: Yes.

6 THE COURT: Do you have any questions?

7 THE INTERPRETER: No.

8 THE COURT: Has anyone made any threats to cause
9 you to plead guilty?

10 THE INTERPRETER: No.

11 THE COURT: Other than for the plea agreement
12 stated here in court, has anyone made any promises to
13 you?

14 THE INTERPRETER: No.

15 THE COURT: Are you pleading guilty freely and
16 voluntarily?

17 THE INTERPRETER: Yes.

18 THE COURT: Miss McAdams, at this time I will
19 inquire to the factual basis.

20 MS. MCADAMS: If called to testify, witnesses
21 for the State would testify that on June 9, 1998
22 through February 26, 2000, the defendant, [REDACTED]
23 [REDACTED] committed an act of sexual conduct
24 with [REDACTED] in that the defendant knowingly touched the

1 vagina of [REDACTED] for the purpose of sexual
2 gratification of the defendant.

3 These events happening in Kane County,
4 State of Illinois.

5 THE COURT: Mr. Gil, having reviewed this case,
6 do you agree that if it were to go to trial, that is
7 substantially what the State's witnesses would
8 testify to?

9 MR. GIL: So stipulated.

10 THE COURT: I find that there is a factual basis
11 to support the plea.

12 I find the defendant understands his rights
13 and the consequences of his plea. I find that he
14 knowingly, freely and voluntarily wishes to waive
15 those rights.

16 I am in receipt of his written plea. I
17 enter a finding of guilty on the plea and judgment on
18 the finding.

19 Does the defense wish to waive its right to
20 a presentence report and hearing?

21 MR. GIL: Yes, Judge.

22 THE COURT: Does the State likewise?

23 MS. MCADAMS: Yes, Judge.

24 THE COURT: I am required to make a finding of

1 any criminal history.

2 MS. MCADAMS: No criminal history.

3 THE COURT: Has the mother been consulted?

4 MS. MCADAMS: Yes.

5 THE COURT: I will concur.

6 It is therefore the sentence of this Court
7 that the defendant is placed on sex offender
8 probation for 48 months. He is ordered to pay a fine
9 and costs of \$235. Defendant is to have no
10 unsupervised contact with any minors under the age of
11 14.

12 The defendant must undergo a sex offender
13 and a psychological evaluation and must follow
14 through and complete all recommended treatment.

15 The defendant is ordered to register as a
16 sex offender and to submit to a blood test.

17 Does this correctly state the terms of the
18 agreement?

19 MS. MCADAMS: Yes.

20 MR. GIL: Yes.

21 THE COURT: Sir, you have the right to appeal
22 from the judgment and sentence that I have just
23 entered.

24 If you wish to appeal, you first must file

1 a motion in writing within 30 days asking to take
2 back your plea. In such a motion, you must state in
3 writing all of the reasons why you want to take back
4 your plea. Any reasons not stated in writing are
5 given up for future purposes.

6 If I grant such a motion, you would be
7 allowed to take back your plea. The State would be
8 allowed to refile all of the other charges that they
9 dismissed and the entire case would be scheduled for
10 trial in the future.

11 If I were to refuse the motion, you could
12 appeal my ruling to the Appellate Court.

13 For purposes of preparing such a motion,
14 presenting it in court, and for any appeal that might
15 follow, you have the right to be represented by a
16 lawyer. If you could no longer afford the services
17 of an attorney, the Court would appoint a lawyer to
18 represent you free of charge for each of these
19 purposes.

20 Also, in that event, you would be entitled
21 to receive a free written transcript of all relevant
22 court proceedings.

23 Do you understand?

24 THE INTERPRETER: Yes.

1 THE COURT: Do you have any questions?

2 THE INTERPRETER: No.

3 THE COURT: Are you satisfied with the work of
4 your lawyer?

5 THE INTERPRETER: Yes.

6 MR. GIL: Mr. Corral, you and I spoke about this
7 agreement.

8 THE INTERPRETER: Yes.

9 MR. GIL: This is what you want to do, is that
10 correct?

11 THE INTERPRETER: Yes.

12 MR. GIL: And you indicated to me at the time we
13 spoke that you are currently a U.S. citizen, is that
14 correct?

15 THE INTERPRETER: Yes.

16 MR. GIL: Nothing further.

17 (Which were all the proceedings had
18 in said matter on said date.)

19

20

21

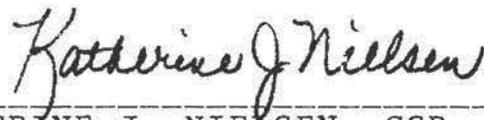
22

23

24

1 STATE OF ILLINOIS)
2) SS:
3 COUNTY OF KANE)

4 I state that I reported in shorthand the
5 proceedings had at the hearing in the above-entitled
6 cause, and that the foregoing Report of Proceedings
7 is a transcript of my shorthand notes transcribed to
8 the best of my ability.

9 

10 _____
11 KATHERINE J. NIELSEN, CSR, RDR
12 NO. 084-001064
13 Official Court Reporter,
14 16th Judicial Circuit of Illinois

15
16
17
18
19
20
21
22
23
24
DATE: April 28th, 2014.

EXHIBIT

D

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT
KANE COUNTY, ILLINOIS

Gen. No. 00CF 1828

In Re: People of the State of Illinois:

Plaintiff

vs.

Defendant

Check if Present

Judge <u>DiMarzio</u>	Court Reporter <u>Cathy N.</u>	State's Attorney <u>TM</u>	<input checked="" type="checkbox"/>
Deputy Clerk	Probation Officer	Defense Attorney <u>Gil</u>	<input checked="" type="checkbox"/>

JUDGMENT ORDER

Original Subsequent
 The Court/Jury having found the defendant guilty of: Aggravated Criminal Sexual Abuse
 Original Lesser/Incl Amended Statute: 720 ILCS 5/12-14(b)

Judgment entered on conviction and sentence.

UPON THE DEFENDANT'S PLEA/VERDICT OF GUILTY THE FOLLOWING SENTENCE IS HEREBY IMPOSED UPON THE DEFENDANT

- A TO SERVE 48 MONTHS SEX OFFENDER PROTECTION Years Months Days
- 208 - Withhold Judgment - Court supervision
 - 215 - Withhold Judgment - 710 Probation Reporting Non-Reporting
 - 216 - Withhold Judgment - 1410 Probation Reporting Non-Reporting
 - 219 - Withhold Judgment - 720 Probation Reporting Non-Reporting
 - 204 - Probation (Automatic \$25.00/month fee _____ months/ waived)
 - 206 - Conditional Discharge (\$50 per year fee _____ years)
 - 209 - Perform public service _____ hours..
 - 210 - Intensive Special drug program for the first _____ months beginning _____/_____/_____

THE DEFENDANT TO PAY THE FOLLOWING FINES, COSTS, FEES AND PENALTIES:

- Fine including all applicable costs totaling \$ _____
- Fine \$ 335.00 plus costs of: \$ _____ Costs only: \$ _____ Sheriff's costs: \$ _____ /waived
- Drug assessment fee: \$ _____ Drug fine: \$ _____ Restitution: \$ _____ Statutory assessment: \$ _____
- Drug testing fee: \$ _____ IPS (\$200) SDP (\$325) Crime lab fee (\$50)
- Credit from deposited bail after deducting 10% when applicable. \$ _____ Balance due (instanter/within) _____ time in amount of \$ _____

THE DEFENDANT TO SERVE THE FOLLOWING PERIODS OF INCARCERATION

- 201 - Department of Corrections 214 - Impact Incarceration _____ Years Months Days
 - 202 - Kane County Jail
 - 203 - Periodic Imprisonment _____ Weekends.
 - 212 - Home Confinement
 - 213 - Electronic Monitoring: \$ _____ (per day) \$ _____ (total)
 - 250 - Credit for time served: _____
- if A to have no unsupervised contact with any persons under the age of 14 until further order of court or upon recommendation of defendant's provider.*

The sentence of _____ shall be run consecutive/concurrent to the term imposed by the Circuit Court of Kane County, Case number _____

THE DEFENDANT TO COMPLY WITH THE FOLLOWING CONDITIONS OF PROBATION

- Follow the rules of probation sex offender (OPRUL) TASC Program (OPTAS)
- Follow the rules of intensive probation (OPRLI) SDP (ORS DP) Attend AA Meeting (OPAA)
- Alcohol/Drug evaluation (OPAO) Drug Treatment (OPDG)
- KCDC Evaluation/Treatment (OPKC) No Driving Allowed (OPND)
- No Alcohol Related Offenses Allowed (OPNAO) Refrain form Contacting Complainant (OPCOM)
- Victim Impact Panel (OVIP) Order Payment Plan (OPAYP)
- Level I Treatment (OPLI) LEVEL II A (OPL2A) Level IIB (OPL2B) Level III (OPL3)

Other: A to undergo a sex offender + psychological evaluation & comply with all recommendations, register as a sex offender & undergo a blood test.

A motor vehicle was involved in the commission of the Felony (MVIN)
Cause continued to _____ for status (OCNS) return for payment (OCPO) return of supervision (OCTSS)

Entered: 11/2/00

Judge: [Signature]

EXHIBIT

E

JAN 14 99-630 AM 1364

START HERE - Please Type or Print

Part 1. Information about you.

Family Name CORRAL VALENZUELA	Given Name ELEAZAR	Middle Initial
U.S. Mailing Address - Care of [REDACTED] AURORA, ILLINOIS [REDACTED]		
Street Number and Name [REDACTED]	Apt. #	
City AURORA,	County KANE	
State ILLINOIS	ZIP Code [REDACTED]	
Date of Birth (month/day/year) [REDACTED]	Country of Birth MEXICO	
Social Security # [REDACTED]	A # A044 363 934	

Part 2. Basis for Eligibility (check one).

- a. I have been a permanent resident for at least five (5) years.
- b. I have been a permanent resident for at least three (3) years and have been married to a United States Citizen for those three years.
- c. I am a permanent resident child of United States citizen parent(s).
- d. I am applying on the basis of qualifying military service in the Armed Forces of the U.S. and have attached completed Forms N-426 and G-325B.
- e. Other. (Please specify section of law)

Part 3. Additional information about you.

Date you became a permanent resident (month/day/year) 02-10-94	Port admitted with an immigrant visa or INS Office where granted adjustment of status. EL PASO, TEXAS.
Citizenship MEXICAN	
Name on alien registration card (if different than in Part 1) SAME AS ABOVE.	
Other names used since you became a permanent resident (including maiden name) NONE.	
Sex <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Height 5.06
Marital Status: <input type="checkbox"/> Single <input checked="" type="checkbox"/> Married <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed	
Can you speak, read and write English? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes.	

Absences from the U.S.:

Have you been absent from the U.S. since becoming a permanent resident? No Yes.
If you answered "Yes", complete the following. Begin with your most recent absence. If you need more room to explain the reason for an absence or to list more trips, continue on separate paper.

Date left U.S.	Date returned	Did absence last 6 months or more?	Destination	Reason for trip
08-97	08-97	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	MEXICO	VACATION
06-96	07-96	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	MEXICO	VACATION
		<input type="checkbox"/> Yes <input type="checkbox"/> No		
		<input type="checkbox"/> Yes <input type="checkbox"/> No		
		<input type="checkbox"/> Yes <input type="checkbox"/> No		

FOR INS USE ONLY

Returned	Receipt
Resubmitted	 2/25/99 LIN*000146828 LIN\$000132467
Reloc Sent	
Reloc Rec'd	
<input type="checkbox"/> Applicant Interviewed	

At interview
 request naturalization ceremony at court

Remarks

Action


To Be Completed by Attorney or Representative, if any
 Fill in box if G-28 is attached to represent the applicant
VOLAG#
ATTY State License #

Part 4. Information about your residences and employment.

A. List your addresses during the last five (5) years or since you became a permanent resident, whichever is less. Begin with your current address. If you need more space, continue on separate paper:

Street Number and Name, City, State, Country, and Zip Code	Dates (month/day/year)	
	From	To
[REDACTED] AURORA, ILLINOIS [REDACTED] AURORA, IL. [REDACTED]	12-96 1991	PRESENT 12-96

B. List your employers during the last five (5) years. List your present or most recent employer first. If none, write "None". If you need more space, continue on separate paper.

Employer's Name	Employer's Address Street Name and Number - City, State and ZIP Code	Dates Employed (month/day/year)		Occupation/position
		From	To	
[REDACTED]	[REDACTED] AURORA, IL 06-94	PRESENT		[REDACTED]

Part 5. Information about your marital history.

A. Total number of times you have been married 1. If you are now married, complete the following regarding your husband or wife.

Family name [REDACTED] Given name [REDACTED] Middle initial [REDACTED]

Address [REDACTED]

Date of birth (month/day/year) [REDACTED] Country of birth [REDACTED] Citizenship [REDACTED]

Social Security# [REDACTED] A# (if applicable) [REDACTED] Immigration status (If not a U.S. citizen) [REDACTED]

Naturalization (If applicable) (month/day/year) [REDACTED] Place (City, State) [REDACTED]

If you have ever previously been married or if your current spouse has been previously married, please provide the following on separate paper: Name of prior spouse, date of marriage, date marriage ended, how marriage ended and immigration status of prior spouse.

Part 6. Information about your children.

B. Total Number of Children 3. Complete the following information for each of your children. If the child lives with you, state "with me" in the address column; otherwise give city/state/country of child's current residence. If deceased, write "deceased" in the address column. If you need more space, continue on separate paper.

Full name of child	Date of birth	Country of birth	Citizenship	A - Number	Address
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Continued on back

Part 7. Additional eligibility factors.

Please answer each of the following questions. If your answer is "Yes", explain on a separate paper.

- 1. Are you now, or have you ever been a member of, or in any way connected or associated with the Communist Party, or ever knowingly aided or supported the Communist Party directly, or indirectly through another organization, group or person, or ever advocated, taught, believed in, or knowingly supported or furthered the interests of communism? Yes No
- 2. During the period March 23, 1933 to May 8, 1945, did you serve in, or were you in any way affiliated with, either directly or indirectly, any military unit, paramilitary unit, police unit, self-defense unit, vigilante unit, citizen unit of the Nazi party or SS, government agency or office, extermination camp, concentration camp, prisoner of war camp, prison, labor camp, detention camp or transit camp, under the control or affiliated with:
 - a. The Nazi Government of Germany? Yes No
 - b. Any government in any area occupied by, allied with, or established with the assistance or cooperation of, the Nazi Government of Germany? Yes No
- 3. Have you at any time, anywhere, ever ordered, incited, assisted, or otherwise participated in the persecution of any person because of race, religion, national origin, or political opinion? Yes No
- 4. Have you ever left the United States to avoid being drafted into the U.S. Armed Forces? Yes No
- 5. Have you ever failed to comply with Selective Service laws? Yes No

If you have registered under the Selective Service laws, complete the following information:
 Selective Service Number: _____ Date Registered: _____ *see Attached 1*
 If you registered before 1978, also provide the following:
 Local Board Number: _____ Classification: _____
- 6. Did you ever apply for exemption from military service because of alienage, conscientious objections or other reasons? Yes No
- 7. Have you ever deserted from the military, air or naval forces of the United States? Yes No
- 8. Since becoming a permanent resident, have you ever failed to file a federal income tax return? Yes No
- 9. Since becoming a permanent resident, have you filed a federal income tax return as a nonresident or failed to file a federal return because you considered yourself to be a nonresident? Yes No
- 10. Are deportation proceedings pending against you, or have you ever been deported, or ordered deported, or have you ever applied for suspension of deportation? Yes No
- 11. Have you ever claimed in writing, or in any way, to be a United States citizen? Yes No
- 12. Have you ever:
 - a. been a habitual drunkard? Yes No
 - b. advocated or practiced polygamy? Yes No
 - c. been a prostitute or procured anyone for prostitution? Yes No
 - d. knowingly and for gain helped any alien to enter the U.S. illegally? Yes No
 - e. been an illicit trafficker in narcotic drugs or marijuana? Yes No
 - f. received income from illegal gambling? Yes No
 - g. given false testimony for the purpose of obtaining any immigration benefit? Yes No
- 13. Have you ever been declared legally incompetent or have you ever been confined as a patient in a mental institution? Yes No
- 14. Were you born with, or have you acquired in same way, any title or order of nobility in any foreign State? Yes No
- 15. Have you ever:
 - a. knowingly committed any crime for which you have not been arrested? Yes No
 - b. been arrested, cited, charged, indicted, convicted, fined or imprisoned for breaking or violating any law or ordinance excluding traffic regulations? Yes No

(If you answer yes to 15, in your explanation give the following information for each incident or occurrence the city, state, and country, where the offense took place, the date and nature of the offense, and the outcome or disposition of the case).

Part 8. Allegiance to the U.S.

If your answer to any of the following questions is "NO", attach a full explanation:

- 1. Do you believe in the Constitution and form of government of the U.S.? Yes No
- 2. Are you willing to take the full Oath of Allegiance to the U.S.? (see instructions) Yes No
- 3. If the law requires it, are you willing to bear arms on behalf of the U.S.? Yes No
- 4. If the law requires it, are you willing to perform noncombatant services in the Armed Forces of the U.S.? Yes No
- 5. If the law requires it, are you willing to perform work of national importance under civilian direction? Yes No

Applicant states no arrests etc.

(3) Noting registered NO

Part 9. Memberships and organizations.

A. List your present and past membership in or affiliation with every organization, association, fund, foundation, party, club, society, or similar group in the United States or in any other place. Include any military service in this part. If none, write "none". Include the name of organization, location, dates of membership and the nature of the organization. If additional space is needed, use separate paper.

NONE

Part 10. Complete only if you checked block "C" in Part 2.

N/a

How many of your parents are U.S. citizens? One Both (Give the following about one U.S. citizen parent:)

Family Name Given Name Middle Name Address

Basis for citizenship: Birth Naturalization Cert. No. Relationship to you (check one): natural parent adoptive parent parent of child legitimated after birth

If adopted or legitimated after birth, give date of adoption or, legitimation: (month/day/year)

Does this parent have legal custody of you? Yes No

(Attach a copy of relating evidence to establish that you are the child of this U.S. citizen and evidence of this parent's citizenship.)

Part 11. Signature. (Read the information on penalties in the instructions before completing this section).

I certify or, if outside the United States, I swear or affirm, under penalty of perjury under the laws of the United States of America that this application, and the evidence submitted with it, is all true and correct. I authorize the release of any information from my records which the Immigration and Naturalization Service needs to determine eligibility for the benefit I am seeking.

Signature *Eleazar Corral* Date 12-30-98

Please Note: If you do not completely fill out this form, or fail to submit required documents listed in the instructions, you may not be found eligible for naturalization and this application may be denied.

Part 12. Signature of person preparing form if other than above. (Sign below)

I declare that I prepared this application at the request of the above person and it is based on all information of which I have knowledge.

Signature *Bertha Manzo* Print Your Name BERTHA MANZO Date 12-30-98

Firm Name and Address 315 N. ROOT ST. AURORA, IL 60505 (03-022-01)

DO NOT COMPLETE THE FOLLOWING UNTIL INSTRUCTED TO DO SO AT THE INTERVIEW

I swear that I know the contents of this application, and supplemental pages 1 through 0, that the corrections, numbered 1 through 4, were made at my request, and that this amended application, is true to the best of my knowledge and belief.

Subscribed and sworn to before me by the applicant.

Eleazar Corral Valenzuela
(Complete and true signature of applicant)

Melody Hart 5/10/00
(Examiner's Signature) Date

1

To whom it may concern;

I did not comply with the Selective Service because I did not know about it, and I was not made aware that it was the law. When I did find out about the law, the officer at the post office told me that I did not have to register because I was already older than 26years old. While attending my citizenship classes the instructor told me otherwise and I have called the Selective Services to try and register now. At this time I am waiting on a response from them. I hope you can understand my position and pardon me.

I thank you in advance for putting this into consideration, *yes, I am willing to protect the USA*

Eleazar Corral

Eleazar Corral 5/10/00

**CERTIFICATE PREPARATION SHEET
and
OATH DECLARATION**

Alien Number: A 044 363 934

File Number: LIN*000146828

Daytime Phone: [REDACTED]

Name (changing to): ELEAZAR CORRAL VALENZUELA

DOB: [REDACTED]

Sex: Male

Height: 5 ft. 6 in.

Marital Status: Married

Country of Former Nationality: Mexico

Name Change: No (If yes, see attached name change form)

Oath of Allegiance

I HEREBY DECLARE, on oath, that I absolutely and entirely renounce and abjure all allegiance and fidelity to any foreign prince, potentate, state, or sovereignty of whom or which I have heretofore been a subject or citizen; that I will support and defend the Constitution and the laws of the United States of America against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I will bear arms on behalf of the United States when required by the law; that I will perform noncombatant service in the Armed Forces of the United States when required by the law; that I will perform work of national importance under civilian direction when required by the law; and that I take this obligation freely without any mental reservation or purpose of evasion; SO HELP ME GOD.

In acknowledgment whereof I have hereunto affixed my signature.

Eleazar Corral Valenzuela 5/10/00
Applicant's Signature (name change) Date

Name E. Corral

A-Number 044 363 934

Date 5/10/00

HISTORY/CIVICS EXAM

P/Booth

1. What are the colors of our United States flag?
2. How many stars are on our United States flag?
3. What color are the stars on our United States flag?
4. What do the stars on our United States flag represent? *one for each state*
5. How many stripes are on our United States flag?
6. What color are the stripes on our United States flag?
7. What do the stripes on our United States flag represent?
8. How many states are there in the United States?
9. What holiday is celebrated on the 4th of July?
10. On what date is the United States Independence Day celebrated?
11. From what country did the United States declare its independence?
12. What country did the United States fight during the Revolutionary War?
13. Who was the first President of the United States?
14. Who is the President of the United States today?
15. Who is the Vice-President of the United States today? *A Gore*
16. What group elects the United States President?
17. Who becomes president of the United States if the president should die? *V-Pres*
18. For how many years do we elect the United States president? *4*
19. What is the Constitution?
20. Can the Constitution be changed?
21. How many changes or amendments have been added to the United States Constitution? *27*
22. What is a change to the United States Constitution called?
23. How many branches are there in our government? *3*
24. What are the three branches of our United States government?
25. What is the name of the legislative branch of our United States government?
26. Who makes the laws in the United States?
27. What is Congress?
28. What is the main duty of Congress?
29. Who elects Congress?
30. How many Senators are there in Congress?
31. Who are the two United States Senators from your state?
32. For how many years is a United States Senator elected?
33. How many representatives are there in Congress?
34. For how many years is a United States Representative elected to Congress?
35. Who is the head of the executive branch of our United States government?
36. What is the judicial branch of our United States government?
37. What are the duties of the Supreme Court?
38. What is the supreme law of the United States?
39. What is the Bill of Rights?
40. What is the capital of your state?
41. Who is the current governor of your state?
42. Who becomes President of the United States if the President and Vice-President should die?
43. Who is the chief justice of the Supreme Court?
44. What are the thirteen original colonies?
45. Who said "Give me liberty or give me death"?
46. Which countries were the principal allies of the United States during World War II?
47. What is the 49th state of the United States?
48. How many terms can a President serve?
49. Who was Martin Luther King Jr.?
50. Who is the head of your local government?

51. Name one of the requirements a person must meet in order to be eligible to become President?
52. Why are there 100 Senators in the United States Senate?
53. Who selects the Supreme Court justices?
54. How many Supreme Court justices are there?
55. Why did the Pilgrims come to America?
56. What is the head executive of a state government called?
57. What is the head executive of a city government called?
58. What holiday was celebrated for the first time by the American colonists?
59. Who was the main writer of the Declaration of Independence?
60. When was the Declaration of Independence adopted?
61. What is the basic belief of the Declaration of Independence?
62. What is the national anthem of the United States?
63. Who wrote the Star Spangled Banner?
64. Where does the right of freedom of speech come from?
65. What is the minimum voting age in the United States?
66. Who signs federal bills into laws?
67. What is the highest court in the United States?
68. Who was President during the Civil War?
69. What did the Emancipation Proclamation do?
70. What special group advises the President?
71. Which President is called the "Father of our Country"?
72. What is the 50th state of the United States?
73. Who helped the Pilgrims in America?
74. What is the name of the ship that brought the Pilgrims to America?
75. What were the thirteen original states of the United States called?
76. Name three rights or freedoms guaranteed by the Bill of Rights.
77. Who has the power to declare war?
78. Name one amendment that guarantees or addresses voting rights.
79. Which president freed the slaves?
80. In what year was the Constitution written?
81. What are the first ten amendments to the Constitution called?
82. Name one purpose of the United Nations.
83. In what city does Congress meet?
84. Whose rights are guaranteed by the Constitution and the Bill of Rights?
85. What is the introduction to the Constitution called?
86. Name one benefit of being a citizen of the United States.
87. What is the most important right granted to United States citizens?
88. Who meets in the United States Capitol building?
89. What is the White House?
90. Where is the White House located?
91. What is the name of the President's official home?
92. Name one right guaranteed by the First Amendment.
93. Who is the Commander in Chief of the United States military?
94. Which President was the first commander in Chief of the United States military?
95. In what month do we vote for the President of the United States?
96. In what month is the new President inaugurated?
97. How many times may a Senator be re-elected?
98. How many times may a Congressman be re-elected?
99. What are the two major political parties of the United States today?
100. How many states are there in the United States?

WRITING TEST

The House and the Senate are parts of Congress
Eliza Corra

U.S. Department of Justice
Immigration & Naturalization Service

Naturalization Interview Results

A#: 044 22924

On 5/10/00, you were interviewed by INS Officer Leibas

- You passed the tests of English and U.S. history and government.
- You passed the test of U.S. history and government and the English language requirement was waived.
- The Service has accepted your request for a Disability Exception. You are exempted from the requirement to demonstrate English language ability and or a knowledge of U.S. history and government.
- You will be given another opportunity to be tested on your ability to _____ speak _____ read _____ write English.
- You will be given another opportunity to be tested on your knowledge of U.S. history and government.
- Please follow the instructions on the Form N-14.
- INS will send you a written decision about your application.
- You did not pass the second and final test of your _____ English ability: _____ knowledge of U.S. history and government. You will not be rescheduled for another interview for this N-400. INS will send you a written decision about your application.

A) **Congratulations! Your application has been recommended for approval.** At this time, it appears that you have established your eligibility for naturalization. If final approval is granted, you will be notified when and where to report for your Oath Ceremony.

B) _____ **A decision cannot yet be made about your application.**

It is very important that you :

- √ Notify INS if you change your address.
- √ Come to any scheduled interview.
- √ Submit all requested documents.
- √ Send any questions about this application in writing to the officer named above. Include your full name, A-number, and a copy of this paper.
- √ Go to any oath ceremony that you are scheduled to attend.
- √ Notify INS as soon as possible in writing if you cannot come to any scheduled interview or oath ceremony. Include a copy of this paper and a copy of the scheduling notice.

