

1 NICOLA T. HANNA
United States Attorney
2 PATRICK R. FITZGERALD
Assistant United States Attorney
3 Chief, National Security Division
ANNAMARTINE SALICK (Cal. Bar No. 309254)
4 ROBYN K. BACON (Cal. Bar No. 251048)
Assistant United States Attorneys
5 Terrorism and Export Crimes Section
1500 United States Courthouse
6 312 North Spring Street
Los Angeles, California 90012
7 Telephone: (213) 894-3424
Facsimile: (213) 894-2927
8 E-mail: Annamartine.Salick2@usdoj.gov

9 Attorneys for Applicant
UNITED STATES OF AMERICA

11 UNITED STATES DISTRICT COURT
12 FOR THE CENTRAL DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 VALLMOE SHQAIRE,
17 aka "Mohamad Shqaire,"
18 aka "Mahmad Hadr Mahmad
19 Shakir,"

20 Defendant.

No. CR 18-656-JFW

ORDER RE JUDICIAL REMOVAL OF
DEFENDANT VALLMOE SHQAIRE

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22 Defendant VALLMOE SHQAIRE and the United States have jointly
23 requested, agreed and stipulated, pursuant to Title 8, United States
24 Code, Section 1228(c)(5), that the Court should enter a judicial
25 order that defendant be removed from the United States to Jordan.
26 Pursuant to that stipulated request, the Court finds the following:

27 a. Defendant is a native and citizen of Jordan.
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1 b. Defendant has pleaded guilty to count one of the
2 indictment in United States v. Shqaire, No. CR 18-656-JFW, which
3 charges defendant with Unlawful Procurement of Naturalization, in
4 violation of 18 U.S.C. § 1425(a). Defendant agreed to incorporate
5 the stipulated request for judicial removal into his plea agreement.

6 c. Pursuant to Title 8, United States Code, Section
7 1451(e), defendant's conviction on count one of the indictment will
8 result in defendant's United States citizenship being revoked, set
9 aside, and declared void, and defendant's certificate of
10 naturalization being cancelled.

11 d. Defendant has agreed to the entry of a stipulated
12 judicial order of removal pursuant to Title 8, United States Code,
13 Sections 1228(c)(5) and 1227. Specifically, defendant has admitted
14 that he is a native and citizen of Jordan and that he is removable
15 from the United States pursuant to the following provision of law:
16 Title 8, United States Code, Section 1182(a)(6)(A)(i) (an alien who
17 by fraud or willfully misrepresenting a material fact, seeks to
18 procure (or has sought to procure or has procured) a visa, other
19 documentation, or admission into the United States or other benefit
20 provided under this chapter).

21 e. After consultation with counsel and understanding the
22 legal consequences of doing so, defendant knowingly and voluntarily
23 waived the right to notice and hearing provided for in Title 8,
24 United States Code, Section 1229(a), and further waived any and all
25 rights to appeal, reopen, reconsider, or otherwise challenge this
26 stipulated removal order. Defendant has acknowledged that he
27 understood and knowingly waived his right to a hearing before an
28 immigration judge or any other authority under the Immigration and

1 Nationality Act ("INA"), as amended, on the question of defendant's
2 removability from the United States. Defendant has further
3 acknowledged that he understood the rights defendant would possess
4 in a contested administrative proceeding and waives these rights,
5 including defendant's right to examine the evidence against him, to
6 present evidence on his behalf, and to cross-examine the witnesses
7 presented by the government.

8 f. Defendant has agreed to waive his rights to any and
9 all forms of relief or protection from removal, deportation, or
10 exclusion under the INA, as amended, and related federal
11 regulations. These rights include, but are not limited to, the
12 ability to apply for the following forms of relief or protection
13 from removal: asylum; withholding of removal under Title 8, United
14 States Code, Section 1231(b)(3); any protection from removal
15 pursuant to Article 3 of the United Nations Convention Against
16 Torture, including withholding or deferral of removal under 8 C.F.R.
17 § 208; cancellation of removal; adjustment of status; registry; de
18 novo review of a denial or revocation of temporary protected status
19 (current or future); waivers under Title 8, United States Code,
20 Sections 1227(a)(1)(H), 1182(h), 1182(i); visa petitions; consular
21 processing; voluntary departure or any other possible relief or
22 protection from removal available under the Constitution, laws or
23 treaty obligations of the United States. As part of this agreement,
24 defendant has specifically acknowledged and stated that defendant
25 has not been persecuted in, and has no present fear of persecution
26 in, Jordan on account of his race, religion, nationality, membership
27 in a particular social group, or political opinion. Similarly,
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1 defendant has further acknowledged and stated that defendant has not
2 been tortured in, and has no present fear of torture in, Jordan.

3 g. Defendant has requested that an order be issued by
4 this Court for his removal to Jordan. Defendant has agreed to
5 accept a written order of removal as a final disposition of these
6 proceedings and waives any and all rights to challenge any provision
7 of this agreement in any United States or foreign court or tribunal.
8 Defendant has acknowledged that his plea agreement does not afford
9 him any right to reject or not comply with a written order of
10 removal.

11 h. Defendant has agreed to make this judicial order of
12 removal a public document, waiving his privacy rights, including his
13 privacy rights under 8 C.F.R. § 208.6. At the request of the U.S.
14 Attorney's Office, Department of Homeland Security, Immigration and
15 Customs Enforcement ("DHS-ICE") has concurred with the government's
16 request for a judicial order of removal. Defendant has agreed that,
17 as a result of the above-referenced order, upon the completion of
18 the defendant's criminal proceedings, including any sentence of
19 imprisonment, defendant shall be removed to Jordan.

20 i. Defendant has conceded that the entry of this
21 judicial order of removal renders him permanently inadmissible to
22 the United States. Defendant has agreed that he will not enter,
23 attempt to enter, or transit through the United States without first
24 seeking and obtaining permission to do so from the Secretary of the
25 Department of Homeland Security or other designated representative
26 of the U.S. government.

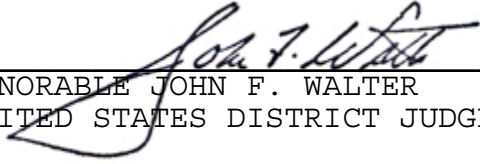
27 j. Defendant has agreed to assist DHS-ICE in the
28 execution of his removal. Specifically, defendant has agreed to

1 assist DHS-ICE in the procurement of any travel or other documents
2 necessary for defendant's removal; to meet with and to cooperate
3 with representatives of the country or countries to which
4 defendant's removal is directed; and, to execute those forms,
5 applications, or waivers needed to execute or expedite defendant's
6 removal. Defendant has acknowledged that he understands that his
7 failure or refusal to assist DHS-ICE in the execution of his removal
8 shall breach his plea agreement and may subject defendant to
9 criminal penalties under Title 8, United States Code, Section 1253.

10 Therefore, IT IS ORDERED pursuant to Title 8, United States
11 Code, Sections 1227 and 1228(c)(5) that defendant be removed from
12 the United States to Jordan promptly upon his satisfaction of the
13 sentence of imprisonment, and that DHS-ICE execute this ORDER of
14 removal according to the applicable laws and regulations of the
15 United States.

16 IT IS SO ORDERED.

17 Dated: January 14, 2019

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20 HONORABLE JOHN F. WALTER
21 UNITED STATES DISTRICT JUDGE
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