

Notice of Action



RECEIPT NUMBER		CASE TYPE I 730
RECEIPT DATE March 17, 1995		REFUGEE ASYLEE RELATIVE PETITION
PRIORITY DATE	PAGE 1 of 1	PETITIONER A72 829 597
NOTICE DATE September 21, 1995		BUI, KIET VAN
KIET VAN BUI		BENEFICIARY
NASHVILLE, TN 37209		BUI, THI HUYNH NHU
		Notice Type: Approval Notice

Your "Refugee/Asylee Relative Petition" has been approved for the family member(s) listed on this notice, in accordance with Section 207 of the Immigration and Nationality Act, and forwarded to the Department of State. A separate notice will be sent for any person listed on your Form I-730 but not listed on this notice. This completes all INS action on this petition.

The Department of State will notify the U.S. Embassy or Consulate in the country having jurisdiction over the area where your relative(s) resides. The consular post will contact you regarding procedures to be followed for travel to the United States.

THIS FORM IS NOT A VISA NOR MAY IT BE USED IN PLACE OF A VISA



Please see the additional information on the back. You will be notified separately about any other cases you filed.

IMMIGRATION & NATURALIZATION SERVICE
TEXAS SERVICE CENTER
P.O. BOX 152122 DEPT. A
IRVING, TX 75015-2122
Customer Service Telephone: (



- Please save this notice for your records. Please enclose a copy if you have to write us or a U.S. Consulate about this case, or if you file another application based on this decision.
 - You will be notified separately about any other applications or petitions you have filed.
-

Additional Information

GENERAL.

The filing of an application or petition does not in itself allow a person to enter the United States and does not confer any other right or benefit.

INQUIRIES.

You should contact the office listed on the reverse of this notice if you have questions about the notice, or questions about the status of your application or petition. *We recommend you call.* However, if you write us, please enclose a copy of this notice with your letter.

APPROVAL OF NONIMMIGRANT PETITION.

Approval of a nonimmigrant petition means that the person for whom it was filed has been found eligible for the requested classification. If this notice indicated we are notifying a U. S. Consulate about the approval for the purpose of visa issuance, and you or the person you filed for have questions about visa issuance, please contact the appropriate U. S. Consulate directly.

APPROVAL OF AN IMMIGRANT PETITION.

Approval of an immigrant petition does not convey any right or status. The approved petition simply establishes a basis upon which the person you filed for can apply for an immigrant or fiance(e) visa or for adjustment of status.

A person is not guaranteed issuance of a visa or a grant of adjustment simply because this petition is approved. Those processes look at additional criteria.

If this notice indicates we have approved the immigrant petition you filed, and have forwarded it to the Department of State Immigrant Visa Processing Center, that office will contact the person you filed the petition for directly with information about visa issuance.

In addition to the information on the reverse of this notice, the instructions for the petition you filed provide additional information about processing after approval of the petition.

For more information about whether a person who is already in the U. S. can apply for adjustment of status, please see Form I-485, *Application to Register Permanent Residence or Adjust Status*.



Embassy of the United States of America

Bangkok, Thailand

September 30, 1997

Brigadier General Thomas E. Swain, USA (Ret)
Steiner-Liff Metals Group
710 First Avenue South
Nashville, TN 37213

Dear General Swain:

Thank you for your fax dated September 22, 1997 concerning the immigrant visa applications of Nguyen Thi Tien (1996-798-061), Nguyen Lanh Em (1996-798-060), Nguyen Thi Ngoc Nuoi (1996-798-069) and Bui Thi Huynh Nhu (IV-320000/RF3-308). You wrote on behalf of Charlie Nguyen and Kiet Van Bui.

Nguyen Thi Tien and Nguyen Lanh Em are the beneficiaries of immediate relative immigrant visa petitions. We are pleased to inform you that they will be scheduled for an interview within the next few months.

Prior to the interview, Charlie Nguyen should complete and notarize an Affidavit of Support (Form I-134) on the applicants' behalf and forward it to them in Vietnam to be presented at the interview. This document should be accompanied by copies of Mr. Nguyen's 1996 federal income tax return, W-2 Forms, bank statements, and a letter from his employer stating the capacity of service in which he is employed, length of service and salary or wages. If self-employed, he should submit information about his business and the income therefrom. The validity of this documentation, in connection with a visa application, is for one year only.

At the conclusion of the interview, the applicants will be informed of the results. Successful ODP visa applicants receive their visas approximately two to four weeks after approval of their applications. They can then make their own travel arrangements.

Nguyen Thi Ngoc Nuoi is the beneficiary of a non-current first preference immigrant visa petition filed on June 6, 1996. We are presently interviewing applicants whose first preference petitions were filed prior to January 1, 1995. Once her petition becomes current, she will be scheduled for an immigrant visa interview.

*Charlie is
keep in mind*

*who changed?
under 21 until
approx 9/2/96
as under 21
- 5 min
- 5 min
- should be
FR*

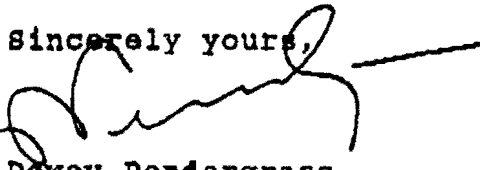
-2-

On March 19, 1997, Bui Thi Huynh Nhu was interviewed by an immigration officer and her refugee application was denied because she was unable to establish her relationship with Kiet Van Bui. Her case was reviewed again by an immigration officer based on evidence submitted since the interview and the denial was upheld.

Since Kiet Van Bui is a Lawful Permanent Resident (LPR), he may file a second preference immigrant visa petition (Form I-130) with the U.S. Immigration and Naturalization Service (INS) for his daughter.

I hope this information is helpful to you.

Sincerely yours,


Dewey Pendergrass
Director
Orderly Departure Program

DRP:aow(6976a)

*file Second
Preference (I-130)
for daughter*

Gene Proof Technologies

Nashville, TN 37214

08 Jun 98

ODP-DNA Testing
American Embassy
Box 58
APO AP 96546

Dear Sir or Madam:

RE paternity test results on:

(Prior probability 50%)

		Race	Sample Date
Alleged Father	Kiet V. Bui	O	06 Apr 98
Mother	Not Tested		
Child	Huynh T. Bui		27 May 98

System	Alleged Father	Mother	Child	Paternity Index
D1S80 1p36-p34	31	?	21,31	7.53
D17S5 17p13.3	5	?	3,5	11.85
D12S1090 12q12	12	?	12	9.71
D3S1744 3q24	19	?	19,21	2.55
D18S849 18q12-q21	17,18	?	16,17	1.08

Kiet V. Bui can not be excluded as the biological father of Huynh T. Bui. Based on the above genetic testing results, the combined paternity index is 2,381 to 1, and the probability of paternity is 99.96%, as compared to an unrelated, untested random man of the same race.

I, Douglas R. Oliveri, upon being duly sworn on oath, do depose and say that I have read the foregoing report on the analysis of blood specimens from the above-named individuals, and that the facts and results therein are true and correct, to the best of my knowledge.

08 Jun 98

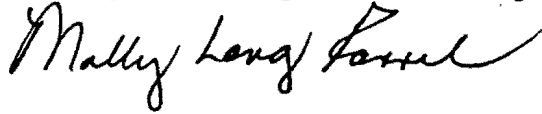
Alleged Father	Kiet V. Bui
Mother	Not Tested
Child	Huynh T. Bui

Gene Proof Technologies is accredited by the American Association of Blood Banks and the American Society for Histocompatibility and Immunogenetics.



Douglas R. Oliveri, PhD, FACMG
Director

cc: Mr. Kiet V. Bui



Gene Proof Technologies
7 Graylynn Drive
Memphis, Tennessee 37214

PA 750-

State Case No. _____

Paternity Client Auth

1998-031906 AF 4/06/98 PRIV
BUI, KIET
P0072799 D0021103 R0054361

Alleged Father

Gene P. _____

Bui Kiet Kan
(Last) (First) (MI)

Race A Birthdate 1/26/55

Finger
Print

al Security No. [REDACTED]

Driver's License No. TN 81769524

not collected at same time. Why? No Show _____ To be done _____ Done Previously _____

er

Gene Proof Tracking label

- Not Testing -
(Last) (First) (MI)

Race _____ Birthdate ____/____/____

Finger
Print

al Security No. _____

Driver's License No. _____

not collected at same time. Why? No Show _____ To be Done _____ Done Previously _____

Gene Proof Tracking label

Bui NHU
(Last) (First) (MI)

Sex F Birthdate May 25 1989

Finger
Print

Security No. _____

collected at same time. Why? No Show _____ To be Drawn _____ Drawn Previously _____

had a blood transfusion (3 months) Have you been tested previously for paternity?
marrow transplant (ever)?

Father	Yes	<u>No</u>	Alleged Father	Yes	<u>No</u>	If Yes, With Whom _____
	Yes	No	Mother	Yes	No	If Yes, With Whom _____
	Yes	No	Child	Yes	No	If Yes, With Whom _____

Statement of Consent and Release

I submit to specimen collection, a photograph, fingerprint, and genetic testing which may be used in court to aid determination of paternity of this child. I also understand that a sample may be stored for future additional tests.
(This form, when signed by the Mother, is taken as consent on behalf of the child(ren).
That the above information is true and correct.

Kan 4-6-98
(Father's Signature) (Date)

(Mother's Signature) (Date)

Address, Attorney or Agency

Woman's Address, Attorney or Agency

DET BUI

Memphis, TN 37204

To Be Completed By Gene Proof Technologies

Outer Package Sealed

Yes
Yes

No

Inner Package Initialed & Sealed

No

Carrier _____

Shipping # _____

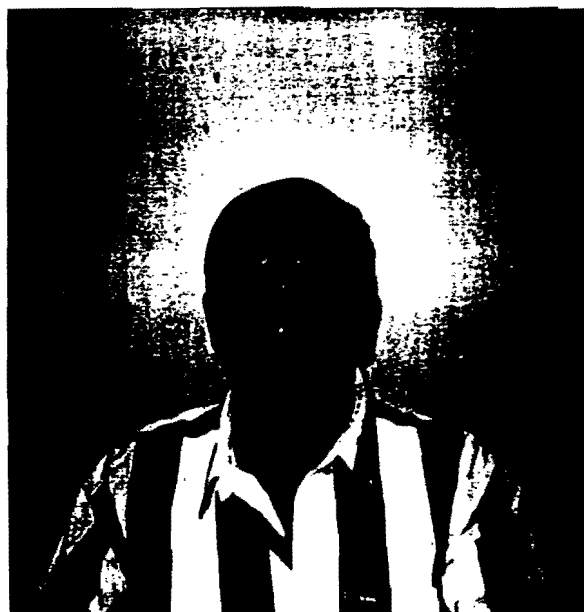
I HEREBY CERTIFY THAT I RECEIVED THE SPECIMENS AT GENE PROOF TECHNOLOGIES AND THERE IS NO EVIDENCE THAT THE PACKAGE HAS BEEN OPENED. I AFFIRM, UNDER PENALTIES FOR PERJURY, THAT THE FOREGOING REPRESENTATION IS TRUE.

Received By: _____

Tommy Jordan

Date _____

4/6/98



Kur

04-05-98

March 31, 1999

To: Khuc Minh Thu

Falls Church, VA 22034

From: Kiet Bui & family

Nashville, TN 37206

Tel: . . .

Ref.: Helps for family re-unionization

Dear Mrs. Thu:

We deeply appreciate your help to contact the following agency to request them, for humanity reason, to reconsider the case of my ten-year old daughter to approve her to reunite with us in the U.S.A.:

The agency: Joint Voluntary Agency
U.S. Orderly Departure Program
American Embassy
9th Floor Panjabhum, Building 1

Bangkok 10120, Thailand

Our daughter: Nhu Huynh thi Bui
Date of birth: May 25, 1989
Document # RF 3-308
(Submitted through the USCC, Nashville, TN, USA)

Following are more details about the case. In 1989, I arranged an escape from VietNam for my family consisting of myself, my wife Hien Huynh, my daughters Phuong Huynh thi Bui, Mai Huynh thi Bui, and a newly born baby girl Nhu Huynh thi Bui (mentioned above). Unfortunately, our plan was uncovered and the communist secret agents were

intensively after us. We were forced to retreat to a hidden place to save our live, leaving behind us the baby girl because she was too young (a few days old) to carry around under risky conditions. My wife's relative had to take care of the baby. We were in such a hurry to risk our lives as not being able (or daring to go to the local government) to have the birth certificate made for our baby girl.

However, we did not give up the plan to escape from VietNam. On June 8, 1990 we decided to try again. We arranged to leave from different departing points and got together in the big boat waiting for all of us in the open sea. We safely got to the big boat but my wife's relative together with our baby daughter, departing from different place got arrested. We had no choice but to leave in a hurry, leaving behind our baby girl. On June 14, 1990 we arrived at the reception camp RaNai, and on July 11, 1990 we arrived at Galang, Indonesia. The first time we talked to the United Nations Upper Committee, we did state that our family consisted of five members but only four succeeded to escape (my wife, my first two daughters, and myself). We did say that our youngest daughter, Nhu Huynh thi Bui, was arrested on the way to the big boat and left behind in VietNam.

On November 9, 1993, our family of four was allowed to leave Galang to be relocated in the USA. We never stop thinking about our baby daughter still in VietNam since then. After we were somewhat settled with employment, lodging, and schooling for the first two daughters, on March 9, 1995 we applied through the U.S.C.C. in Nashville, Tennessee to sponsor our youngest daughter to reunionize with us in the USA. The document # is RF 3-308.

On March 19, 1997, my daughter Nhu Huynh was interviewed by the American Committee in VietNam and was denied with the reason that the temporary birth certificate was unacceptable. Then our relative in VietNam, upon our request, went to the hospital where my daughter was delivered to apply for the birth certificate, confirmed by the delivering doctor. This certificate was then sent to Thailand to complete the documents. She was again denied. Then our request to have a DNA test to confirm that Nhu Huynh is truly our daughter was approved by the American Committee in Bangkok. The DNA test result showed that 99.96% that Nhu Huynh is truly my daughter.

On January 31, 1999 my daughter was again interviewed by a Japanese member of the American Interviewing Committee and was denied again for the reason of no proof about

the relationship between my wife and my daughter Nhu Huynh. An example for such a proof is some picture of my wife and my daughter taken together. As mentioned above, we were chased by communist secret agents and had to risk our lives to get to hidden places. How could we have the time and the vision that we would need that kind of proof to take a picture of my wife together with our daughter? In our country, it is not a habit for the majority of families to take pictures at any occasion

In despair, we use our last resort: my wife went to a testing center in the USA for a DNA test to show the relationship between my wife and my daughter. The test's result showed that 99.99% that Nhu Huynh is truly the daughter of my wife Hien Huynh.

Dear Mrs. Thu:


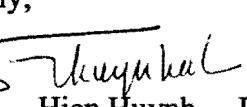
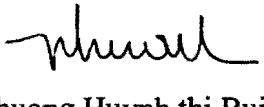

We, a family of four, are writing to you for helps that we desperately need. We know that you have busy daily schedule but we still write to you because of the following reasons:

- You have the reputation of caring about people. Through conversation with many of our friends, we are convinced that this reputation is confirmed many times over.
- Deep down inside us we know that truth will win and **the truth is that Nhu Huynh thi Bui IS our youngest daughter**. We understand that if the Interviewing Committee Members are strict, it is only because they are trying to find out and protect the truth. Hence we believed that after putting together all the facts, the Committee will be on our side.
- Suppose my wife was not Nhu Huynh's mother as argued by the lady member of the Committee, I as the father (confirmed by the DNA test result) am legally qualified to sponsor her here to reunite with us. I think it is unfair to deny her in the face of the first DNA test result.
- The result of my wife DNA test confirming with 99.99% that Nhu Huynh is my wife's daughter provides new strong evidence. However, due to the tough experience of repeated denials, we can not get rid of our fear and worries. We need your helps to convince the Committee to approve our daughter in the light of new evidence.

- Even if we ignore all other facts, please consider the damaging feelings of a ten-year old and helpless girl. During her most hopeful period of her life, during the time when she greatly needs the caring love of a father, a mother, and of two old sisters, all these repeated denials keep reminding her that she is left behind, rejected, left out! The longer the paper works process takes, the more frustrated she feels. These frustrations could stay with her for life and ruin her whole future. Her acquaintances, young and old, are teasing her that we are not willing to sponsor her to the USA to reunite with the family because we do not care much about her after so many years of separation!. They are just teasing but as young as she is, she could very well takes it seriously and that feeling may become incurable when we are together.

Enclosed here are all related documents and necessary proofs for your consideration. After sending this letter, we'll be waiting days and nights for your favorable response. We need your helps for the truth, for fairness, and for humanity reasons. Our whole family will be grateful to you for life.

Respectfully;

   
Kiet Bui Hien Huynh Phuong Huynh thi Bui Mai Huynh thi Bui



Applied Genetics, Inc.

An ESOTERIX Company

1524 I.H. 35 South • Suite 200 • Austin, Texas 78704
(512) 443-4363 • Fax (512) 443-5243

11 February, 1999

Mother HIEN HUYNH
Child HUYNH BUI
Alleged Father KIET BUI
Case Number 990281

Lab No. Race Blood Drawn
9900740 O 01 Feb 99
55985 27 May 98
54361 O 06 Apr 98


System	Mother	Child	Alleged Father	Paternity Index
D3S1358	16, 17	16	16	4.48
vWA	14, 17	16, 17	16, 18	2.53
FGA	22, 24	22, -26	21, 26	33.33
D8S1179	10	10, 17	16, 17	38.46
D21S11	29	29	29, 30	2.49
D18S51	12, 15	12, 16	15, 16	3.57
D5S818	11, 12	11, 12	11	1.38
D13S317	8, 11	8, 12	9, 12	1.77
D7S820	11, 12	11, 12	11	2.56

KIET BUI can not be excluded as the father of HUYNH BUI. Based on the above genetic testing results, the combined paternity index (genetic odds in favor of paternity) is 804,829. The relative chance of paternity, assuming a 50% prior chance, is 99.99%, as compared to an unrelated, untested random man of the same race.

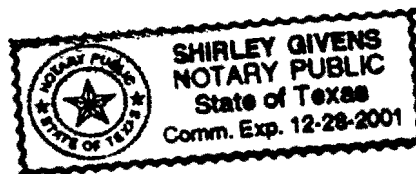
99.99% of falsely accused men would be excluded as the father by the above tests.

I, Douglas R. Oliveri, upon being duly sworn on oath, do depose and say that I have read the foregoing report on the analysis of blood specimens from the above-named individuals, and that the facts and results therein are true and correct, to the best of my knowledge.

Applied Genetics is accredited by the American Association of Blood Banks.


Douglas R. Oliveri, PhD
Laboratory Director

Sworn to and subscribed before me this 11th day of Feb.,
19 99, at Austin, TX. Shirley Givens



Notification

☐ Private Cases: Results will be sent by mail to each party named here.

Alleged Father's Address, Attorney or Agency

Mother's Address, Attorney or Agency

Additional copy to: _____

☐ State Cases: Results will be sent by mail to the agency responsible for the case.

County _____

State _____

Technician's Statement

I have witnessed the above signature(s) and collected, packaged and sealed these sample(s). No tampering with the specimens occurred while the specimens were in my control. I affirm, under penalties for perjury, that the foregoing representation is true.

Nadine Ray Nadine Ray 2-1-99 2:30 pm
Name Signature Date Time
Applied Genetics Brentwood TN
Facility City State

To Be Completed By Applied Genetics, Inc.

Outer Package Sealed? Yes No
Inner Package Initialed and Sealed? Yes No

Courier Service: Federal Express ☒ Airborne _____ Other _____

Airbill or Tracking No. 810391-420081

I HEREBY CERTIFY THAT I RECEIVED THE SPECIMENS AT APPLIED GENETICS, INC. AND THERE IS NO EVIDENCE THAT THE PACKAGE HAS BEEN OPENED. I AFFIRM, UNDER PENALTIES FOR PERJURY, THAT THE FOREGOING REPRESENTATION IS TRUE.

Received by: Rose Salinas Date: 2-2-99

PATERNITY CLIENT AUTHORIZATION AND IDENTIFICATION

Applied Genetics
1524 South I.H. 35, Suite 200
Austin, TX 78704

Case # 281

Alleged Father

Name Bui Kiet 54361 Race _____
(Last) (First) (MI)

Date of Birth _____ Blood _____ Buccal _____

Driver's License No. and State _____

Social Security No. _____

FINGER PRINT
STICKER

Mother

Name Huynh Hien 9900724 Race _____
(Last) (First) (MI)

Date of Birth 10-6-56 Blood X Buccal _____

Driver's License No. and State _____

Social Security No. _____

FF
S

Child #1

Name Bui Huynh 55985 Sex _____
(Last) (First) (MI)

Date of Birth _____ Blood _____ Buccal _____

Social Security No. _____

FINGER PRINT
STICKER

Child #2

Name _____ Sex _____
(Last) (First) (MI)

Date of Birth _____ Blood _____ Buccal _____

Social Security No. _____

FINGER PRINT
STICKER

Have you had a blood transfusion in the last three months?

Alleged Father Yes No
Mother Yes No
Child # 1 Yes No
Child # 2 Yes No

Have you been tested previously for paternity?

Alleged Father Yes No If yes, with whom _____
Mother Yes No If yes, with whom _____
Child # 1 Yes No If yes, with whom _____
Child # 2 Yes No If yes, with whom _____

Statement of Consent and Release

I hereby submit to specimen collection, a photograph, fingerprint, and genetic testing which may be used in court to aid in the determination of paternity of this child(ren). I also understand that a sample may be stored for future additional tests, if needed. This form, when signed by the Mother, is taken as consent on behalf of the child(ren). I have observed the specimen (or that of my child(ren)) being obtained and labeled. I swear that the above information is true and correct.

Alleged Father's Signature _____ Date _____

X Huynh Mother's Signature _____ Date _____

Over

Over



Theresa

Gene Proof Technologies
187 Graylynn Drive
Nashville, Tennessee 37214

31906

Private case — Paid

State Case No. _____

Paternity Client Authorization

Alleged Father

Gene Proof Tracking label

Name: Bui, Kiet Van
(Last) (First) (MI)

Race _____ Birthdate ____/____/____

Finger
Print

Social Security No. _____

Driver's License No. _____

If not collected at same time. Why? No Show _____ To be done _____ Done Previously _____

Mother

Gene Proof Tracking label

Name: - Not testing -
(Last) (First) (MI)

Race _____ Birthdate ____/____/____

Finger
Print

Social Security No. _____

Driver's License No. _____

If not collected at same time. Why? No Show _____ To be done _____ Done Previously _____

1998-031906 01 5/27/98 PRIV
BUI, HUYNH THI BS
D0021940 R0055985

Name: Bui, Huynh Thi
(Last) (First) (MI)

Sex: F Birthdate 25 MAY, 89



Social Security No. _____

Driver's License No. _____

If not collected at same time. Why? No Show _____ To be Drawn _____ Drawn Previously _____

Have you had a blood transfusion (3 months) or bone marrow transplant (ever)?

Alleged Father Yes No
Mother Yes No
Child Yes No

X

Alleged Father Yes No If Yes, With Whom _____
Mother Yes No If Yes, With Whom _____
Child Yes No If Yes, With Whom _____

Statement of Consent and Release

I hereby submit to specimen collection, a photograph, fingerprint, and genetic testing which may be used in court to aid in the determination of paternity of this child. I also understand that a sample may be stored for future additional tests, if needed. (This form, when signed by the Mother, is taken as consent on behalf of the child(ren)). I swear that the above information is true and correct.

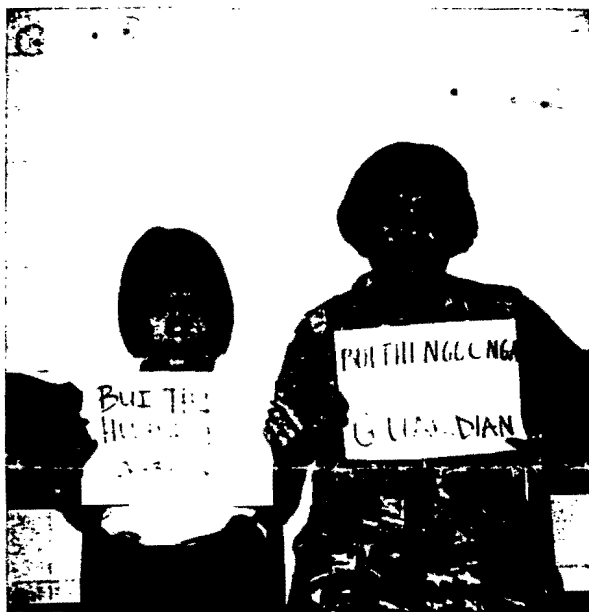
MQA. BUI THI NGOC NGA
27 MAY 98

Alleged Father's Signature) (Date)

(Mother's Signature) (Date)

Father's Address, Attorney or Agency

Woman's Address, Attorney or Agency
US ODP/DNA
AMERICAN EMBASSY
Box 58 APO AP 96546



BUI THI HUONG
 PHU THI NGUONG
 IT-38000 27 MAY 60



27 MAY 60

221
326/7

Know 4, PHS-1 GO WORK INTER
THE IMMIGRATION AND NATURALIZATION SERVICE
OF THE UNITED STATES OF AMERICA

380

Dear/Kính gửi Bui Thai Huynh Ngy
(OIR applicant/Tên người đăng đơn)

IV# RF 3, 308

1) ☐ We regret we are unable to approve your application for refugee resettlement admission to the United States.

To be resettled in the United States as a refugee, an applicant must meet the statutory definition of refugee contained in section 101(a)(42) of the Immigration and Nationality Act (INA), as amended. Refugee status can be approved only if the applicant establishes a credible claim of persecution or a well-founded fear of persecution on account of race, religion, nationality, membership in a particular social group, or political opinion. Additionally, all applicants for refugee status in the United States must establish that they are not precluded from entry into the United States under other sections of law.

During your interview with an officer of the United States Immigration and Naturalization Service (INS), your claim to having been persecuted or having a well-founded fear of persecution was reviewed. At that time, you were given the opportunity to present evidence, documentation, and/or an accumulation of detail through verbal testimony of the events or circumstances that support your claim of persecution or a well-founded fear of persecution. After carefully reviewing your account of these events and surrounding circumstances, it has been determined that you do not qualify for refugee status.

2) ☐ You may be eligible for Public Interest Parole (see attached letter).

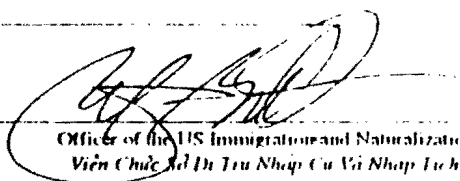
3) ☐ We are unable to approve your application for resettlement in the United States under the Public Interest Parole program because you do not meet the criteria indicated below:

3a) ☐ Married sons and daughters (of former re-education camp detainees who are eligible as refugees) must have approved petitions filed on their behalf, or on behalf of their spouse, by a sibling or closer relation who is currently residing in the United States, who is willing to pay transportation costs, and who demonstrates that he/she has the financial ability to support the parolees to ensure they do not become public charges.

3b) ☐ Former US government or private company employees who are not eligible for refugee status may be considered for public interest parole only if they have siblings or closer relations currently residing in the United States who are willing to pay transportation costs and demonstrate that they have the financial ability to support the parolees to ensure they do not become public charges.

3c) ☐ Unmarried children of former US government or private company employees who are approved as Public Interest Parolees are allowed to accompany their parents to the United States only if the children are under the age of twenty-one.

3d) ☒ Not qualified. Relationship not established


Officer of the US Immigration and Naturalization Service
Viên Chức Ad Di Tru Nhập Cư Và Nhập Tịch Hoa Kỳ

Mar 19 1997
Date/Ngày

THE IMMIGRATION AND NATURALIZATION SERVICE
OF THE UNITED STATES OF AMERICA

Dear/Kính gửi Bà Thi Huong Nhu :
(ODP applicant/Tên người đứng đơn)

IV# 1 RF 3-308

- 1) ☐ We regret we are unable to approve your application for refugee resettlement admission to the United States.

To be resettled in the United States as a refugee, an applicant must meet the statutory definition of refugee contained in section 101(a)(42) of the Immigration and Nationality Act (INA), as amended. Refugee status can be approved only if the applicant establishes a credible claim of persecution or a well-founded fear of persecution on account of race, religion, nationality, membership in a particular social group, or political opinion. Additionally, all applicants for refugee status in the United States must establish that they are not precluded from entry into the United States under other sections of law.

During your interview with an officer of the United States Immigration and Naturalization Service (INS), your claim to having been persecuted or having a well-founded fear of persecution was reviewed. At that time, you were given the opportunity to present evidence, documentation, and/or an accumulation of detail through verbal testimony of the events or circumstances that support your claim of persecution or a well-founded fear of persecution. After carefully reviewing your account of these events and surrounding circumstances, it has been determined that you do not qualify for refugee status.

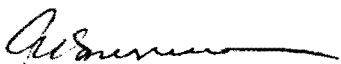
- 2) ☐ You may be eligible for Public Interest Parole (see attached letter).
- 3) ☐ We are unable to approve your application for resettlement in the United States under the Public Interest Parole program because you do not meet the criteria indicated below:

3a) ☐ Married sons and daughters (of former re-education camp detainees who are eligible as refugees) must have approved petitions filed on their behalf, or on behalf of their spouse, by a sibling or closer relation who is currently residing in the United States, who is willing to pay transportation costs, and who demonstrates that he/she has the financial ability to support the parolees to ensure they do not become public charges.

3b) ☐ Former US government or private company employees who are not eligible for refugee status may be considered for public interest parole only if they have siblings or closer relations currently residing in the United States who are willing to pay transportation costs and demonstrate that they have the financial ability to support the parolees to ensure they do not become public charges.

3c) ☐ Unmarried children of former US government or private company employees who are approved as Public Interest Parolees are allowed to accompany their parents to the United States only if the children are under the age of twenty-one.

3d) ☒ EVIDENCE SUBMITTED NOT SUFFICIENT TO SUBSTANTIATE PERSECUTION



Officer of the US Immigration and Naturalization Service
Viện Chức Sở Di Tru Nhập Cư Và Nhập Tịch Hoa Kỳ

Date/Ngày

SỔ DI TRÚ NHẬP CỬ VÀ NHẬP TỊCH HOA KỲ

- 1) Chúng tôi rất tiếc chúng tôi không thể chấp thuận đơn xin tị nạn tái định cư tại Hoa Kỳ của Ông/Bà được.

Để được tái định cư tại Hoa Kỳ như một người tị nạn, người nộp đơn phải hội đủ định nghĩa do luật pháp qui định về người tị nạn có trong điều khoản 101(a)(42) của Đạo Luật Di Trú Nhập Cử Và Nhập Tịch đã được bổ sung sửa đổi.

Diện tị nạn chỉ có thể được chấp thuận nếu người nộp đơn đưa ra những lời khai bị ngược đãi đáng tin cậy, hoặc những lo sợ bị ngược đãi thấy rõ, vì lý do chủng tộc, tôn giáo, quốc tịch, hội viên của những nhóm hội hợp đặc biệt, hoặc phát biểu ý kiến chính trị. Thêm vào đó, những người nộp đơn xin tị nạn ở Hoa Kỳ phải chứng minh không bị loại ra khỏi sự nhập cử Hoa Kỳ do những điều luật khác nữa.

Trong khi được phỏng vấn bởi viên chức Sổ Di Trú Nhập Cử Và Nhập Tịch (INS), những lời khai về sự ngược đãi và sự lo sợ bị ngược đãi thấy rõ đã được duyệt xét lại. Ngay lúc đó, Ông/Bà đã có cơ hội để đưa bằng chứng, tài liệu, và những chi tiết góp nhặt quá lời chứng về những sự kiện, hoặc hoàn cảnh để bổ túc thêm cho lời khai bị ngược đãi hoặc sự lo sợ bị ngược đãi thấy rõ.

Sau khi đã duyệt xét cẩn thận sự tường trình về những sự kiện và hoàn cảnh xung quanh, chúng tôi đã quyết định rằng Ông/Bà không hội đủ tiêu chuẩn tị nạn.

- 2) Ông/Bà đủ tiêu chuẩn theo diện Tam Dung Vì Công Ích (PIP) (coi thủ dịnh kèm).

- 3) Chúng tôi không thể chấp thuận đơn xin tái định cư vào Hoa Kỳ theo diện Tam Dung Vì Công Ích (PIP) bởi vì Ông/Bà không hội đủ tiêu chuẩn đã được chỉ dẫn sau đây:

3a) Con trai và con gái đã có gia đình (của cựu cải tạo viên đã được chấp thuận là người tị nạn) phải có đơn xin đã được chấp thuận do anh em hoặc thân nhân gần, hiện đang cư ngụ tại Hoa Kỳ nộp bảo lãnh cho họ hay cho vợ/chồng họ và thân nhân cũng ủng thuận trả tiền di chuyển và chứng tỏ rằng họ có khả năng tài chính để cấp dưỡng cho người tam dung để bảo đảm người này không trở thành gánh nặng của xã hội.

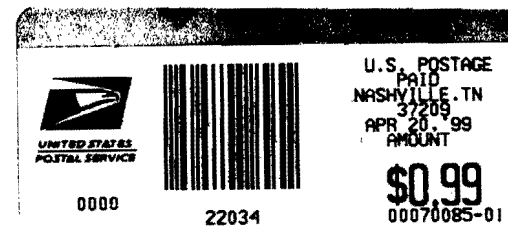
3b) Cựu nhân viên của chính phủ Hoa Kỳ hoặc các hãng tư không đủ tiêu chuẩn ở tình trạng tị nạn có thể được coi như là người tam dung vì công ích nếu họ có anh em hoặc thân nhân gần hiện đang cư ngụ tại Hoa Kỳ ủng thuận trả tiền di chuyển và chứng tỏ rằng họ có khả năng tài chính để cấp dưỡng cho người tam dung để bảo đảm người này không trở thành gánh nặng của xã hội.

3c) Những người còn độc thân của cựu nhân viên của chính phủ Hoa Kỳ hoặc các hãng tư đã được chấp thuận là người tam dung vì công ích, chỉ được phép đi theo cha mẹ tới Hoa Kỳ nếu những người con này dưới 21 tuổi.

Please see the reverse for an English translation
(Xin coi bản dịch tiếng Anh ở mặt sau)

KIET BUI

NASHVILLE, TN 37209



DNA test

APR 30 1999

- I.730 approval notice

denied. reason: temporary
birth certificate unacceptable.

- file I.130

g 575

TO: KHUC MINH THU

Falls Church, VA 22034

First Class Mail
First Class Mail

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-Anna Mallett

Date: MARCH 10, 2008