



U.S. Department of Justice

Executive Office for Immigration Review

Board of Immigration Appeals

Chairman

5107 Leesburg Pike, Suite 2400
Falls Church, Virginia 22041

June 29, 2017

BIA 17-05

MEMORANDUM TO: Board Legal Staff

FROM: David L. Neal
Chairman

SUBJECT: Administrative Closure of cases involving TPS or DED countries

The purpose of this memorandum is to provide updated guidance regarding administrative closure of pending appeals at the Board involving aliens who are potentially eligible for Temporary Protected Status (TPS) or Deferred Enforced Departure (DED). This memorandum supersedes any previously issued directives on TPS or DED.

The Board will not administrative close groups of cases involving nationals who appear eligible for TPS or DED. Rather the issue of administrative closure of a case appeal pending at the Board will be made on a case-by-case basis upon evaluation of the request for administrative closure pursuant to our holdings in *Matter of W-Y-U-*, 27 I&N Dec. 17 (BIA 2017) and *Matter of Avetisyan*, 25 I&N Dec. 688 (BIA 2012).

Information as to countries designated for TPS or DED is available on EOIR's Virtual Law Library.