

## **Attorney Famuyide Wins Texas Deportation Case in New York**

Written by U.S Immigration News  
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It all started so badly with a domestic dispute with a baby mother who pulled the NYPD trigger by calling 911. The police left a note, this illegal immigrant walked into the police precinct to report as the note requested, only to be arrested, jailed and handed over to the U.S. Immigration and Customs Enforcement Agency. He was moved from New York jail to a York Pennsylvania jail. He was transported from York which is about 6 hours to a jail in the remotest part of Texas. This immigrant considered giving up many times before Attorney Famuyide came to the rescue.

It all started in the year 2008 when Attorney Famuyide received a call from a frantic relative through a referral. It was a awful case with an open domestic violence occurrence at the New York Criminal Court and a hopeless immigration case before the court. Distance was an issue, but with the possibility of being able to change the venue of the case to New York, Attorney Famuyide accepted the case.

At the time Attorney Famuyide was retained, this illegal immigrant had been transferred to York Pennsylvania jail from a brief detention in Rikers and New York immigration jail. Attorney Famuyide set out for the 4-6 hours drive to York to discuss with the immigrant in jail and have him sign some papers.

Upon arrival at York, after enduring the traffic and the long hours of driving, Attorney Famuyide was informed that the immigrant had been transferred to a jail in Texas that morning. It became a more complicated case because of the distance and lack of access to the immigrant.

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Attorney Famuyide decided to file a motion for bond determination at least to rescue this immigrant from detention while the case continued since at that time the criminal case was still open, bail was granted at the criminal court level, but the immigrant was not released because of the immigration hold. To Attorney Famuyide's surprise, the judge in Texas blew everything out of proportion and declared that the immigrant was a danger to society. He was denied bond even though there was no physical injuries sustained in the domestic dispute.

Attorney Famuyide filed a motion for telephonic hearing which was granted and every court date, Attorney Famuyide appeared in Texas court by telephone to continue to argue the barrage of motions he filed.

At last the criminal case in New York was dismissed, but the judge in Texas still refused to grant bond while holding on to the case and the immigrant. The judge denied the first three motions to set bond filed by Attorney Famuyide. When Attorney Famuyide filed the 4<sup>th</sup> motion for bond, on the verge of the immigrant giving up, challenging the court of violating the constitutional rights of the immigrant, the Judge finally agreed to set bond, but set a high sum of \$10,000. It was very high for someone in detention for over 7 months. The Angel sent to this immigrant who was communicating with Attorney Famuyide succeeded in raising the sum of \$10,000, the bond was posted and this immigrant was released. It was the beginning of the jubilation for a man that thought he would never see New York again.

Immediately, Attorney Famuyide filed a motion for a change of venue from Texas to New York.

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The motion was granted and the case was transferred to New York, a comfortable venue for both Attorney Famuyide and the immigrant.

In New York, suddenly there came a break in the case. Upon arrival in New York, the immigrant married the Angel who was assisting and stood by him throughout his days in jail. Attorney Famuyide put the paperwork together, filed the necessary documents before the court.

The immigrant and his new wife were referred to Stokes interview and with the attorney's assistance, they passed the Stokes interview in flying colors. The petition was approved and the case sent back to the Court for the adjudication of the application for adjustment of status.

At this stage, because of the complex history of the case, Attorney Famuyide elected to have the judge conduct a final hearing on the case instead of sending the case to the U.S. Citizenship & Immigration Services. This was a better option because the USCIS officer could delay the case rather than sign off on such a complicated matter.

The hearing was conducted before the court; the immigrant testified in support of his case and after clearing his fingerprint few weeks ago, this immigrant was granted his green card after 4years of uncertain ordeal in the hands of the Department of Homeland Security. He received another opportunity to pursue the American dream.

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For many immigrants, being in deportation is a scary situation. The sound of the word deportation will make some run for cover, but this might be where the break an immigrant has been looking for resides. This is not to say that immigrants should work their way into removal proceedings, but to simply say, talk to an immigration attorney about your situation and get counsel. Some immigrants are better off in removal proceedings than just wasting away in the U.S. if the solution to their matter could be attained while in proceedings.

As for this immigrant, if he was not arrested and placed in deportation, it is possible that he will still be in the U.S. without any status because of fear. Speak to a lawyer frequently to evaluate your case. This immigrant will forever be grateful to the baby mother who thought she had messed him up, without knowing that the solution lies in the same age long immigration problem.

This article is for your information only; it is not a representation of any future outcome. If you need an immigration attorney, please feel free to contact Attorney Famuyide for consultation at 718-647-6767 or send your e-mail to [jfamuyide@aol.com](mailto:jfamuyide@aol.com) .

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