

PUBLISHED OPINIONS
OF THE
BOARD OF APPELLATE REVIEW
VOLUME 5
1988

THE BOARD OF APPELLATE REVIEW

1988

Chairman:

Alan G. James

Members:

J. Peter A. Bernhardt
G. Jonathan Greenwald
Warren E. Hewitt
Mary Elizabeth Hoinkes
Howard Meyers
Edward G. Misey
Gerald A. Rosen
Frederick Smith, Jr.
George Taft

FOREWARD

In January 1984 the Board of Appellate Review commenced publishing selected opinions as a matter of public record. The opinions in volume 5 are those that were published in calendar year 1988.

The opinions are arranged in sequence according to the date the decision was rendered. There is a table containing an alphabetical listing of cases reported in this volume by the initials of the appellant and an index of cases by section of law and regulations.

Alan G. James
Chairman
Board of Appellate Review
Department of State

September 1, 1989

TABLE OF CASES

Volume 5

Alphabetical Listing

<u>NAME</u>	<u>PAGE</u>
G.A.	171
I.Y.A.	126
P.B.A.	139
P████ B.F. A████	175
E.E.I.B.	159
J.F.B.	134
J.M.B.	196
S.R.B.	203
W.W.B.	54
C.H.C.	154
W.C.C.	17
S.S.D.	103
E.W.F.	212
Z.H.	1
L.J.	89
J.C.L.	191
S.J.M.	45
I.A.R. de la V.	109
C.R.V.	72
H████ H████ W████	30,86

Index of Cases Reported

Volume 5

Listing by Section of Law Nationality Cases

	<u>PAGE</u>
Immigration and Nationality Act of 1952 (66 Stat. 163)	
Section 101(a)(23), 8 U.S.C. 1101(a)(23)	
W.C.C.	17
Section 101(a)(31), 8 U.S.C. 1101(a)(31)	
P.B.A.	139
Section 101(a)(33), 8 U.S.C. 1101(a)(33)	
P.B.A.	139
Section 340(d), 8 U.S.C. 1451(d)	
E.E.I.B.	159
Section 349(a)(1), 8 U.S.C. 1481(a)(1)	
G.A.	171
P.B.A.	139
E.E.I.B.	159
J.F.B.	134
J.M.B.	196
S.R.B.	203
W.W.B.	54
C.H.C.	154
W.C.C.	17
S.S.D.	103
E.W.F.	212
Z.H.	1
J.C.L.	191
S.J.M.	45
I.A.R. de la V.	109
H██████ H██████ W██████	30,86
Section 349(a)(2), 8 U.S.C. 1481(a)(2)	
P.B.A.	139
L.J.	89
C.R.V.	72
Section 349(a)(5), 8 U.S.C. 1481(a)(5)	
I.Y.A.	126
Section 350, 8 U.S.C. 1482 <u>1</u> /	
L.J.	89

1/ Repealed by Pub. L. No. 95-432, 92 Stat. 1046, (Oct. 10, 1978).

Listing by Section of
Regulations
Nationality Cases

	<u>PAGE</u>
Title 22, Code of Federal Regulations	
Section 7.2(a)	
G.A.	171
I.Y.A.	126
J.F.B.	134
C.H.C.	154
S.S.D.	103
J.C.L.	191
Section 7.3(a)	
J.F.B.	134
Section 7.5(a)	
E.W.F.	212
Section 7.5(b)(1)	
E.W.F.	212
Section 7.5(c)	
I.Y.A.	126
Section 7.5(d)	
I.Y.A.	126
J.M.B.	196
Section 7.10	
P.B.A.	139
J.M.B.	196
H [REDACTED] H [REDACTED] W [REDACTED]	86
Section 7.11	
I.Y.A.	126
Title 22, Code of Federal Regulations	
Section 50.60 <u>2</u> /	
P.B.A.	139

2/ In effect from Nov. 1967 to Nov. 1979.

Listing by Section
of Regulations
Passport Cases

	<u>Page</u>
Title 22, Code of Federal Regulations	
Section 7.2(a)	
A■■■■, P■■■■ B.F.	175
Section 7.5(j)	
A■■■■, P■■■■ B.F.	175
Section 7.7	
A■■■■, P■■■■ B.F.	175
Section 51.70(b)(4)	
A■■■■, P■■■■ B.F.	175
Section 51.70(b)(5)	
A■■■■, P■■■■ B.F.	175
Section 51.71(a)	
A■■■■, P■■■■ B.F.	175
Section 51.81	
A■■■■, P■■■■ B.F.	175
Section 51.85	
A■■■■, P■■■■ B.F.	175
Section 51.86	
A■■■■, P■■■■ B.F.	175
Section 51.89	
A■■■■, P■■■■ B.F.	175