

Department of State
Board of Appellate Review

Decision # 96-4

October 23, 1996

In the Matter of: M. J. F.

CORRIGENDA

1. On page 7, delete the two paragraphs beginning with "It may be presumed..." and "So we will assume...", and replace both with the following paragraph:

As the Department points out, the Consulate General's letter of October 2, 1979 (in which was enclosed a copy of the approved CLN with appeal information on the reverse) was undeliverable because appellant was no longer living at the address he had previously given to the Consulate General. The letter with enclosed CLN was returned to the Consulate General. The essential question therefore is whether appellant's non-receipt of the CLN is sufficient grounds to excuse a delay of sixteen years in seeking review of the Department's holding of loss of his citizenship.

2. Delete entire footnote 5.