

DEPARTMENT OF STATE  
BOARD OF APPELLATE REVIEW

IN THE MATTER OF: R [REDACTED] H [REDACTED] M [REDACTED] [REDACTED] On Motion  
by Appellant for Reconsideration

The Board of Appellate Review on December 13, 1985 affirmed the Department of State's determination dated August 2, 1983 that R [REDACTED] H [REDACTED] M [REDACTED], [REDACTED], expatriated himself on February 14, 1973 under the provisions of section 349(a)(1) of the Immigration and Nationality Act by obtaining naturalization in Canada upon his own application.

On January 11, 1986 appellant filed a motion for reconsideration of the Board's decision. 1/

[REDACTED] contends that the Board did not take due account of his arguments that economic pressures forced him to seek Canadian citizenship and that he had carefully explored alternatives but to no avail.

---

1/ Section 7.9 of Title 22, Code of Federal Regulations, 22 CFR 7.9, provides as follows:

Sec. 7.9 Motion for Reconsideration.

The Board may entertain a motion for reconsideration of a Board's decision, if filed by either party. The motion shall state with particularity the grounds for the motion, including any facts or points of law which the filing party claims the Board has overlooked or misapprehended, and shall be filed within 30 days from the date of receipt of a copy of the decision of the Board by the party filing the motion. Oral argument on the motion shall not be permitted. However, the party in opposition to the motion will be given opportunity to file a memorandum in opposition to the motion within 30 days of the date the Board forwards a copy of the motion to the party in opposition. If the motion to reconsider is granted, the Board shall review the record, and upon such further reconsideration, shall affirm, modify, or reverse the original decision of the Board in the case.

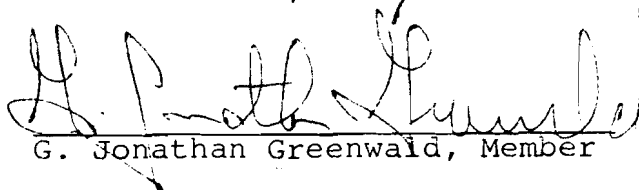
- 2 -

The Department did not file a memorandum in opposition to appellant's motion, stating that it believed its position had been fully stated in its brief on the appeal.


Upon examination of appellant's motion for reconsideration, the Board is of the view that the motion fails to disclose any facts or points of law that the Board may have overlooked or misapprehended in reaching its decision, or any new matter that would warrant reconsideration of its decision of December 13, 1985. Accordingly, appellant's motion for reconsideration is hereby denied.



Alan G. James, Chairman



G. Jonathan Greenwald, Member

  
Mary Elizabeth Hoinkes, Member