



U.S. Department of Justice

Executive Office for Immigration Review

Chief Immigration Judge

5201 Leesburg Pike
Falls Church, Virginia 22041

March 14, 1986

MEMORANDUM TO: All Immigration Judges
All Management Officers

FROM: William R. Robie *WR*
Chief Immigration Judge

SUBJECT: Operating Policies and Procedures
Memorandum 86-1: Adjustment of Status
and Creation of Record of Lawful
Permanent Residence; Other INS Forms
and Background Investigations.

1. Adjustment of Status and Creation of Record of Lawful Permanent Residence. It has recently come to my attention that a significant inconsistency exists among Immigration Judges with regard to the role of INS Form I-181 (Memorandum of Creation of Record of Lawful Permanent Residence) in our proceedings, and I want to clearly establish our policy on this subject.

Effective immediately, when an Immigration Judge grants adjustment of status pursuant to the statute and appropriate regulations, the Judge will issue a legible form order reflecting the decision, which order shall include, and may be limited to, the following language:

"It is hereby ordered that Respondent's/Applicant's application for Adjustment of Status under the Immigration and Nationality Act to that of a Lawful Permanent Resident is granted, and that Respondent/Applicant be issued all appropriate documents necessary to give effect to this Order."

By granting adjustment of status during proceedings, the Immigration Judge has rendered a decision over matters fully within the Judge's jurisdiction. This is not merely a recommendation to INS (as suggested on Form I-181), but an appealable order based on substantive legal authority and the exercise of judicial discretion.

