





discharge. USCIS is in contact with the Army to confirm whether each individual's discharge was fully effected. In cases where Army confirms that discharge was not fully effected, the case will be reopened and reviewed by USCIS to determine whether the individual meets all remaining eligibility requirements. Defendants will provide an additional status report as to these seven individuals on the next six-week report, on September 18, 2019.

- What is the current status of Zeyuan Li and Yisheng Dai vis-à-vis (1) USCIS processing of their naturalization applications and (2) any other immigration proceedings (*e.g.*, removal proceedings)?

ANSWER: In both of the foregoing cases, USCIS has confirmed with Army that neither of these individuals were discharged.

USCIS conducted an administrative appeal interview of Zeyuan Li on August 22, 2019. USCIS has reopened his case and the application is under review. Li was placed in removal proceedings on June 28, 2018.<sup>3</sup> A master calendar hearing is scheduled for October 10, 2019.

USCIS conducted a naturalization interview of Yisheng Dai on August 26, 2019. His application is under review.

DATED: September 4, 2019

Respectfully submitted,

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<sup>3</sup> Under 8 U.S.C. § 1440(b)(1), USCIS retains jurisdiction over naturalization applications filed by MAVNI applicants notwithstanding the pendency of removal proceedings.

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ATTORNEYS FOR DEFENDANTS

**CERTIFICATE OF SERVICE**  
Civil Action No. 1:17-00998-ESH

I HEREBY CERTIFY that on this 4th day of September, 2019, a true copy of the foregoing was filed with the Clerk of the Court using the CM/ECF system which sent notification of such filing via e-mail to the following:

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