



1 Plaintiffs-petitioners' motion for class certification is GRANTED. The class  
2 shall be defined as:  
3

4 All beneficiaries of immediate relative petitions whose  
5 petitioning relatives died prior to beneficiaries' adjudication  
6 and approval of lawful permanent resident status.

7 Certification of this class is appropriate because:

8 1. The class is so numerous that joinder of all members is impracticable,  
9 satisfying the requirement of Rule 23(a)(1);

10 2. There are questions of law or fact common to the class, satisfying the  
11 requirements of Rule 23(a)(2);

12 3. The claims of the representative parties are typical of the claims of the  
13 class, satisfying the requirements of Rule 23(a)(3);

14 4. The plaintiffs will fairly and adequately protect the interests of the  
15 class, satisfying the requirements of Rule 23(a)(4);

16 5. Questions of law or fact common to the members of the class  
17 predominate over questions affecting only individual members;

18 6. A class action is superior to other methods available for the fair and  
19 efficient adjudication of the controversy, satisfying the requirements of Rule 23 (b)(3);

20 7. The law firms of Parrilli Renison LLC and Law Office of Alan R.  
21 Diamante will fairly and adequately represent the interests of the class as Class Counsel,  
22 satisfying the requirements of Rule 23(g)(1); and

23 8. This action is manageable as a class action.

24 IT IS FURTHER ORDERED THAT plaintiffs-petitioners Carolyn Robb  
25 Hookins, Ana Maria Moncayo-Gigax, Suzanne Henriette de Mailly, Sara Cruz Vargas de  
26 Fisher, Raymond Lockett, Elsa Cecilia Brenteson, Pauline Marie Gobiell, Dahianna  
27 Heard, Rose Freeda Fishman-Corman, Khin Thidar Win, Diana Gejac Engstrom, Maria  
28 Del Carmen Diaz-Ruiz, Gladys Walsh, Li Ju Lu, Yelena Arias Angulo, Purita Manuel

1 Poindexter, Tracy Lee Rudl, Dieu Ngoc Nguyen, Agnieszka Bernstein, Sarah Baylor,  
2 Stella Standifer, and Farah Batool shall serve as class representatives for the class  
3 certified herein.  
4

5 IT IS FURTHER ORDERED THAT Parrilli Renison LLC and Law Office  
6 of Alan R. Diamante are appointed as Class Counsel for the class certified herein.

7 IT IS FURTHER ORDERED THAT no later than seven days after the date  
8 of this Order, the parties through their counsel are to meet and confer on a proposed form  
9 of notice to be mailed to the class by defendants-respondents, and submit the same to the  
10 Court not later than seven days after the date of this Order. If no agreement is reached,  
11 the parties shall submit to this Court their proposed form of notice no later than seven  
12 days thereafter.

13 IT IS SO ORDERED.  
14

15  
16 Dated: \_\_\_\_\_

\_\_\_\_\_  
17 HONORABLE CHRISTINA A. SNYDER  
18 United States District Judge  
19

20 Submitted by:  
21

22 \_\_\_\_\_  
23 One of plaintiffs-petitioners attorneys  
24 BRENT W. RENISON, Oregon SBN. 96475  
25 PARRILLI RENISON LLC  
26 5285 SW Meadows Rd., Ste 175  
27 Lake Oswego, Oregon 97035  
28 (503) 597-7190  
(503) 726-0730 fax  
E-mail: brent@entrylaw.com  
*Admitted pro hac vice*

1 PROOF OF SERVICE

2 I, the undersigned, say: my business address is 5285 SW Meadows Rd., Suite 175,  
3 Lake Oswego, OR 97035. I am over the age of eighteen years and not a party to the  
4 above-entitled action.

5 On November 26, 2007, I served the within document(s) described as:  
6 PROPOSED ORDER GRANTING CLASS CERTIFICATION, on the interested  
7 party(ies) in this action as follows:

8 I inserted a true and correct copy of the document(s) in a sealed envelope and  
9 caused each such envelope, with first-class postage thereon fully prepaid, to be deposited  
10 in a recognized place of deposit of the United States Mail for collection and mailing to  
11 the office/residence of the addressee(s) on the date shown below following ordinary  
12 business practices, addressed as follows:

13 Elizabeth Stevens  
14 Office of Immigration Litigation  
15 USDOJ Civil Division  
16 P.O. Box 878  
17 Ben Franklin Station  
18 Washington, DC 20044

19 Leon W. Weidman, Chief  
20 United States Attorney's Office  
21 Room 7516, Federal Building  
22 300 N. Los Angeles Street  
23 Los Angeles, CA 90012

24 Alberto Gonzales  
25 United States Attorney General  
26 United States Department of Justice  
27 950 Pennsylvania Avenue, NW  
28 Washington, D.C. 20530-0001

Michael Chertoff  
Secretary, Department of Homeland Security  
United States Department of Homeland Security  
Washington, D.C. 20528

1  
2 Emilio Gonzalez  
3 Director, United States Citizenship and Immigration Services  
4 United States Department of Homeland Security  
5 425 I Street NW  
6 Washington, D.C. 20536

7 Condoleezza Rice  
8 Secretary of State  
9 United States Department of State  
10 Attn: Christopher Riche, Exec. Dir. Legal Advisor  
11 Rm. 5519  
12 2201 C Street NW  
13 Washington, D.C. 20520

14 Maura Harty  
15 Assistant Secretary for Consular Affairs  
16 United States Department of State  
17 Attn: Christopher Riche, Exec. Dir. Legal Advisor  
18 Rm. 5519  
19 2201 C Street NW  
20 Washington, D.C. 20520

21  
22 I declare under penalty of perjury under the laws of the United States of America  
23 that the foregoing is true and correct.

24 EXECUTED on November 23, 2007, at Lake Oswego, Oregon.

25  
26  
27  
28  
\_\_\_\_\_  
Brent W. Renison, Declarant