

25-429 BLANCHE V. LAU

DECISION BELOW: 130 F.4th 42

LOWER COURT CASE NUMBER: 21-6623

QUESTION PRESENTED:

Under 8 U.S.C. 1182(a), various categories of aliens, including those who have committed or been convicted of certain crimes, are "ineligible to be admitted to the United States" and subject to removal. 8 U.S.C. 1182(a)(2); see 8 U.S.C. 1229a. Under 8 U.S.C. 1101(a)(13)(C), a lawful permanent resident (LPR) who is returning to the United States after a trip abroad is generally not "regarded as seeking an admission into the United States" and is therefore not typically subject to the inadmissibility grounds in Section 1182(a). But that general rule does not apply to an LPR who "has committed an offense identified in section 1182(a)(2)" - *i.e.*, an offense that would render him inadmissible. 8 U.S.C. 1101(a)(13)(C)(v). The question presented is:

Whether, to remove an LPR who committed an offense listed in Section 1182(a)(2) and was subsequently paroled into the United States, the government must prove that it possessed clear and convincing evidence of the offense at the time of the LPR's last reentry into the United States.

CERT. GRANTED 1/9/2026