

10-1542 HOLDER V. GUITIERREZ

DECISION BELOW: 411 Fed. Appx. 121

LOWER COURT CASE NUMBER: 08-70436

QUESTION PRESENTED:

1. Whether a parent's years of lawful permanent resident status can be imputed to an alien who resided with that parent as an unemancipated minor, for the purpose of satisfying 8 U.S.C. 1229b(a)(1)'s requirement that the alien seeking cancellation of removal have "been an alien lawfully admitted for permanent residence for not less than 5 years."

2. Whether a parent's years of residence after lawful admission to the United States can be imputed to an alien who resided with that parent as an unemancipated minor, for the purpose of satisfying 8 U.S.C. 1229b(a)(2)'s requirement that the alien seeking cancellation of removal have "resided in the United States continuously for 7 years after having been admitted in any status."

CONSOLIDATED WITH 10-1543 FOR ONE HOUR ORAL ARGUMENT.

CERT. GRANTED 9/27/2011