

UAC Determination

Pursuant to 6 USC § 279(g)(2), an Unaccompanied Alien Child (UAC) is defined as a child who:

- (A) has no lawful immigration status in the United States;
- (B) has not attained 18 years of age; and
- (C) with respect to whom--
 - (i) there is no parent or legal guardian in the United States; or
 - (ii) no parent or legal guardian in the United States is available to provide care and physical custody.

I have reviewed the evidence of record and determine that the Respondent did not meet the UAC definition at the time the Respondent first filed the Application for Asylum on [XXDateXX]. I have reached this determination based on the following:

- The Respondent's [birth certificate/other document], shows that the Respondent was born on [XXX]. Accordingly, the Respondent turned 18 years old on [XXX]. Accordingly, the Respondent was [XX] years old on the date the asylum application was first filed, and did not meet the UAC definition on that date.
- The evidence shows that the Respondent's parent/legal guardian was able and willing to provide care and physical custody to the Respondent on the date the asylum application was first filed. Specifically, Respondent testified that [XXX] and/or ICE presented evidence that [XXX]. Based on this evidence, the Respondent did not meet the UAC definition on the date the asylum application was filed.