



U.S. Department of Justice
Executive Office for Immigration Review
Office of Policy

5107 Leesburg Pike, Suite 1800
Falls Church, Virginia 22041

July 11, 2023

The Honorable Catherine Cortez Masto
United States Senate
520 Hart Senate Office Building
Washington, D.C. 20510

The Honorable Robert Menendez
United States Senate
528 Hart Senate Office Building
Washington, D.C. 20510

The Honorable Richard J. Durbin
United States Senate
711 Hart Senate Building
Washington, D.C. 20510

The Honorable Ben Ray Luján
United States Senate
498 Russell Senate Office Building
Washington, D.C. 20510

The Honorable Alex Padilla
United States Senate
112 Hart Senate Building
Washington, D.C. 20510

Dear Senator Cortez Masto, Senator Durbin, Senator Menendez, Senator Luján,
and Senator Padilla:

Thank you for your letter dated May 31, 2023, to the Director of the Executive Office for Immigration Review (EOIR), seeking to make cancellation of removal available to noncitizens who are not in removal proceedings. Executive Order 12866 requires the annual production of a Unified Regulatory Agenda and Regulatory Plan (Unified Agenda) to provide public notice and transparency about proposed regulatory actions within the Executive Branch. The current Unified Agenda does not include a proposed regulation to expand access to cancellation of removal relief; however, EOIR will certainly consider this suggestion for future rulemaking.

We hope you find this information helpful. Please do not hesitate to contact the EOIR Office of Policy, Communications and Legislative Affairs Division, at 703-305-0289 or by email at: PAO.EOIR@usdoj.gov should you have additional questions.

Sincerely,

A handwritten signature in blue ink that reads "Lauren Alder Reid".

Lauren Alder Reid, Assistant Director
Office of Policy
Executive Office for Immigration Review

Cc: Secretary Alejandro Mayorkas, Department of Homeland Security