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**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

RAHINAH IBRAHIM,

Plaintiff,

v.

DEPARTMENT OF HOMELAND  
SECURITY, *et al.*,

Defendants.

No. 3:06-cv-0545 (WHA)

**DECLARATION OF PAUL G.  
FREEBORNE**

**EXHIBIT 6:**  
DECLARATION OF MATTHEW MCNEIL  
AND ATTACHMENT

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

RAHINAH IBRAHIM,

Plaintiff,

v.

DEPARTMENT OF HOMELAND  
SECURITY, *et al.*,

Defendants.

No. 3:06-cv-0545 (WHA)

**DECLARATION OF MATTHEW  
MCNEIL**

1. I am employed by the U.S. Department of State as attorney adviser in the advisory opinion section in the Legal Affairs Division of the Visa Office, Bureau of Consular Affairs. In that capacity I am authorized to review records pertaining to visa applications adjudicated at U.S. embassies and consular posts overseas, including visa records accessible through the Consular Consolidated Database of the U.S. Department of State, Bureau of Consular Affairs. I am also familiar with visa processing procedures. I have reviewed the visa records of Dr. Rahinah Ibrahim, and the information in this declaration is based on that review.

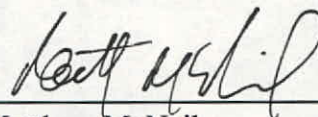
2. On December 14, 2009, a consular officer at the U.S. Embassy in Kuala Lumpur refused Dr. Ibrahim's visa application under section 212(a)(3)(B) of the Immigration and Nationality Act (INA), 8 U.S.C. § 1182(a)(3)(B). Specifically, the consular officer's refusal was based on INA § 212(a)(3)(B)(i)(I) and (IX), 8 U.S.C. § 1182(a)(3)(B)(i)(I) and (IX).

3. On April 14, 2014, a consular officer at the U.S. Embassy in Kuala Lumpur refused Dr. Ibrahim's visa application under INA § 212(a)(3)(B), 8 U.S.C. § 1182(a)(3)(B).

Specifically, the consular officer's refusal was based on INA § 212(a)(3)(B)(i)(I) and (IX), 8 U.S.C. § 1182(a)(3)(B)(i)(I) and (IX). A copy of the letter reflecting this refusal was sent to Plaintiff via email on April 14, 2014, and is attached hereto as Exhibit A.

Pursuant to Title 28, United States Code, Section 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed this 15<sup>th</sup> day of April, 2014, in Washington, D.C.



Matthew McNeil  
Attorney Adviser, Legal Affairs  
Visa Office  
Bureau of Consular Affairs  
U.S. Department of State

# **EXHIBIT A**

Name: Rahinah Binti Ibrahim

Date:14-APR-2014

Dear Visa Applicant,

This office regrets to inform you that your visa application is refused because you have been found ineligible to receive a visa under the following section(s) of the Immigration and Nationality Act. The information contained in the paragraphs marked with "X" pertains to your visa application. Please disregard the unmarked paragraphs.

Section 212(a)(1) health-related grounds.

Section 212(a)(4) which prohibits the issuance of a visa to anyone likely to become a public charge.

Section 212(a)(2) which prohibits the issuance of a visa to anyone who has committed a crime involving moral turpitude.

Section 212(a)(3)(B)

Waiver

You are eligible to seek a waiver under 8 U.S.C. 1182(d)(3) of the grounds of ineligibility. Pursuant to 22 C.F.R. 41.121(b)(1), this serves as your notice of waiver availability.

No waiver is available for the grounds of ineligibility.

Sincerely yours,



American Consular Officer