



**U.S. Citizenship
and Immigration
Services**

**Non-Precedent Decision of the
Administrative Appeals Office**

In Re: 29658146

Date: DEC. 19, 2023

Appeal of New York City, New York Field Office Decision

Form N-600, Application for Certificate of Citizenship

The Applicant, who was born abroad in 2010, seeks a Certificate of Citizenship to reflect that she derived citizenship from her naturalized U.S. citizen mother under section 320 of the Immigration and Nationality Act, 8 U.S.C. § 1431.

The Director of the New York City, New York Field Office denied the Form N-600, concluding that the Applicant was ineligible for a Certificate of Citizenship because she did not respond to a request for evidence that she has been residing in her mother's physical custody after she was admitted to the United States as a lawful permanent resident in 2012.

On appeal, the Applicant submits the requested documents, including her mother's 2020-2022 employment and tax-related documents, as well as her own medical records from this period, all of which list the same address for the Applicant and her mother and indicate that they are residing together in the United States.

Because the record now includes evidence concerning the Applicant's physical custody, which the Director has not yet reviewed, and because it also reflects that in May 2022 the U.S. Department of State issued a U.S. passport to the Applicant, which remains valid,¹ we will return the matter for the Director to consider this additional evidence and to enter a new decision, accordingly.

ORDER: The Director's decision is withdrawn. The matter is remanded for the entry of a new decision consistent with the foregoing analysis.

¹ A valid U.S. passport issued to an individual as a citizen of the United States constitutes conclusive proof of that person's citizenship unless the passport is void on its face. *Matter of Villanueva*, 19 I&N Dec. 101, 103 (BIA 1984).