

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

LUIS PATRICIO NAULA LOJA et al.

Plaintiffs,

v.

EPHRAIM TAHIR MELLA et al.

Defendants

CIVIL ACTION NO.

2:16-cv-04251-RK

**FILED**  
MAR 07 2017  
By KATE BARKMAN, Clerk  
Dep. Clerk

**ORDER**

Upon consideration of the foregoing and with the consent of the Defendants, the Court hereby ORDERS that the annexed STIPULATION FOR ENTRY OF CONSENT INJUNCTIVE ORDER is adopted as an ORDER of this Court.

SO ORDERED this 7<sup>th</sup> day of March 2017

Robert F. Kelly  
ROBERT F. KELLY, J.

**UNITED STATES DISTRICT COURT  
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CIVIL ACTION NO.

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**STIPULATION FOR ENTRY OF CONSENT INJUNCTIVE ORDER**

**TO THE HONORABLE COURT:**

WHEREAS, Defendants Ephraim Tahir Mella, and the Law Offices of Tahir Mella, P.C. have agreed to full settlement of claims against them without any admission of liability; and

WHEREAS, the parties to this Stipulation agree that injunctive relief as to future practices without admission of liability is a material element of the settlement in this matter.

**IT IS HEREBY AGREED AND STIPULATED** by and between Plaintiffs and the Defendants that the United States District Court for the Eastern District of Pennsylvania shall be authorized to enter an Order providing as follows:

**CONSENT ORDER**

Defendants Ephraim Tahir Mella and the Law Offices of Tahir Mella, P.C. hereby agree to the following:

**A. Applicability**

1. This agreement shall apply to Defendants Ephraim Tahir Mella; Defendant Law Offices of Tahir Mella, P.C.; all attorneys working under the supervision of Defendant Ephraim Tahir Mella; and, all attorneys working at Defendant Law Offices of Tahir Mella, P.C.

**B. Future Practices**

2. Defendants Ephraim Tahir Mella and the Law Offices of Tahir Mella, P.C agree to affirmatively engage in certain future practices, as further described below.

a. They agree to sign any I-589, Application for Asylum and Withholding of Removal, that they prepare and file on behalf of a client, in accordance with 8 C.F.R. §§ 103.2(a)(1), 1003.102(t);

b. They agree to sign any immigration application or petition they prepare and file on behalf of a client, in accordance with 8 C.F.R. §§ 103.2(a)(1), 1003.102(t);

c. They agree to submit a signed G-28, Notice of Entry of Appearance as Attorney or Accredited Representative with any immigration application they prepare and file with USCIS on behalf of a client, in accordance with 8 C.F.R. §§ 292.4, 1003.102(t); and

d. They agree that when preparing and submitting the ETA Form 9089, Application for Permanent Employment Certification, they will collect legal fees *only* from the sponsoring employer, in compliance with 20 C.F.R. § 656.12(b).

3. Defendants Ephraim Tahir Mella and the Law Offices of Tahir Mella, P.C further agree that they will refrain from engaging in certain practices, as further described below.

a. They shall not represent to prospective clients and clients that Non-LPR Cancellation of Removal is an affirmative application for lawful permanent residency;

b. They shall not represent to prospective clients or clients that they are eligible to obtain lawful permanent residency through employer sponsorship when the client or prospective client (1) does not have a lawful entry into the United States; (2) is not otherwise eligible to adjust status pursuant to 8 U.S.C. § 1255(i); and (3) has no way to waive his or her inadmissibility under 8 U.S.C. § 1182(a)(9)(B)(i) to be able to consular

process.

**C. Enforcement**

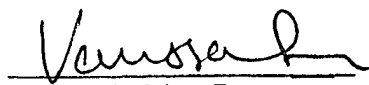
4. It is the express intent of the Plaintiffs that this agreement benefits non-parties.

5. Any individual aggrieved by a violation of this Consent Order, including non-parties to the above captioned case, shall have standing to enforce the Order.

**D. Retention of Jurisdiction**

6. The United States District Court for the Eastern District of Pennsylvania shall retain jurisdiction of this matter for purposes of construction, modification, and enforcement of this Order.

SO STIPULATED this 6 day of March 2017.



Vanessa L. Stine, Esq.

PA ID #: 319569

Liz. M. Chacko, Esq.

Kathryn R. Brown, Esq.

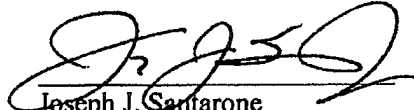
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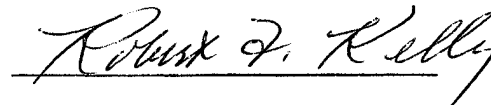
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Attorney for Defendants

SO ORDERED this 7<sup>th</sup> day of March 2017



ROBERT F. KELLY, J.

UNITED STATES DISTRICT COURT  
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By \_\_\_\_\_ Dep. Clerk

**MOTION TO APPROVE STIPULATION FOR ENTRY OF CONSENT  
INJUNCTIVE ORDER**

**TO THE HONORABLE COURT:**

Plaintiffs respectfully move this Court to approve the attached March 6, 2017 joint Stipulation for Entry of Consent Injunctive Order and state in support thereof as follows:

1. Plaintiffs and Defendants Ephraim Tahir Mella and the Law Offices of Tahir Mella P.C. have entered into the annexed Stipulation for Entry of Consent Injunctive Order as of March 6, 2017.

WHEREFORE, Plaintiffs move that this Court issue the annexed Order adopting the stipulated Consent Injunctive Order as a final Order of this Court and retaining jurisdiction to enforce that Order.

By: /s/ Vanessa L. Stine

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**CERTIFICATE OF SERVICE**

I certify that on March 6, 2017 I electronically filed the foregoing together with the accompanying Stipulation for Entry of Consent Injunctive Order and Proposed Order with the Clerk of Court by using the CM/ECF system, which will provide electronic notice and an electronic link to this document to all attorneys of record in this case.

Dated: March 6, 2017

/s/ Vanessa L. Stine  
Vanessa L. Stine