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Complaint

United States District Court

SDNY

Victor Manuel Perez Perez,
Plaintiff,

United States Citizenship and Immigration Services (USCIS),
Defendant.

COMPLAINT FOR WRIT OF MANDAMUS

Introduction

1. This is an action to compel the United States Citizenship and Immigration Services (USCIS) to adjudicate the immigration petition filed by Mr. Victor Manuel Perez Perez on behalf of his mother, a U.S. citizen, who is of advanced age and in need of immediate resolution of her son's immigration status.

Jurisdiction and Venue

2. This Court has jurisdiction over this action pursuant to 28 U.S.C. § 1361, which grants district courts original jurisdiction of any action in mandamus to compel an officer or employee of the United States or any agency thereof to perform a duty owed to the plaintiff.
3. Venue is proper in this district under 28 U.S.C. § 1391(e) because the defendant is an agency of the United States, and the plaintiff resides in this district.

Parties

4. Plaintiff, Victor Manuel Perez Perez, is a resident of Bronx, New York, and is the petitioner in the immigration case pending with USCIS.¹

¹ Victor Manuel Perez Perez, pg. 1, [Perez Perez v New York State Department of Transportation et al \(12\) \(1\) RECORDS71.pdf](#)

5. Defendant, United States Citizenship and Immigration Services (USCIS) is an agency of the United States government responsible for the administration of immigration and naturalization adjudication functions and establishing immigration services policies and priorities.²

Factual Background

6. Mr. Perez filed an immigration petition on behalf of his mother, who is a U.S. citizen, to adjust his immigration status. The petition has been pending with USCIS for an unreasonable amount of time, causing undue hardship to Mr. Perez and his elderly mother.
7. Mr. Perez's mother, due to her advanced age, requires the presence and support of her son, which is being hindered by the delay in processing his immigration petition.
8. Despite repeated inquiries and requests for expedited processing due to the urgent circumstances, USCIS has failed to take timely action on Mr. Perez's petition.

Claims for Relief

9. The delay in processing Mr. Perez's immigration petition is unreasonable and violates the Administrative Procedure Act, 5 U.S.C. § 555(b), which requires agencies to conclude matters presented to them within a reasonable time.
10. The delay has caused significant emotional and financial distress to Mr. Perez and his mother, who relies on him for support and care.

Prayer for Relief

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Victor Manuel Perez Perez PRO SE, pg. 1, [Perez Perez v New York State Department of Transportation et al \(12\) \(1\) RECORDS71.pdf](#)

1312 MORRISON AVE, pg. 1, [Perez Perez v New York State Department of Transportation et al \(12\) \(1\) RECORDS71.pdf](#)

2E, pg. 1, [Perez Perez v New York State Department of Transportation et al \(12\) \(1\) RECORDS71.pdf](#)

Bronx, NY 10472, pg. 1, [Perez Perez v New York State Department of Transportation et al \(12\) \(1\) RECORDS71.pdf](#)

² United States Citizenship and Immigration Services, pg. 2, [Perez Perez v New York State Department of Transportation et al \(12\) \(1\) RECORDS71.pdf](#)

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Respondent, pg. 2, [Perez Perez v New York State Department of Transportation et al \(12\) \(1\) RECORDS71.pdf](#)

WHEREFORE, Plaintiff respectfully requests that this Court:

- A. Issue a writ of mandamus compelling USCIS to adjudicate Mr. Perez's immigration petition without further delay.
- B. Award Plaintiff reasonable attorney's fees and costs incurred in this action.
- C. Grant such other and further relief as the Court deems just and proper.

Dated: July 1, 2025

Ss//victorperez

Victor perez

Respectfully submitted,

Plaintiff Victor Manuel Perez Perez