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FOR PUBLICATION

**IN THE SUPERIOR COURT
OF THE
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS**

**OFFICE OF THE ATTORNEY
GENERAL AND DIVISION OF
IMMIGRATION SERVICES,**

Petitioners,

vs.

PABLO MENDOZA,

Respondent.

CIVIL ACTION NO. 05-0302E

ORDER OF DEPORTATION

The above matter was heard on February 2, 2006 at 1:30 p.m. in Courtroom 223A for an Order to Show Cause. Assistant Attorney General Ian Catlett appeared on behalf of the Government. Respondent appeared and was represented by Stephen Woodruff, Esq.

The Court having heard the testimony of the witnesses, including that of the Respondent, and reviewed the exhibits introduced at the hearing, finds as follows:

It is undisputed that the Respondent, Pablo Mendoza was convicted of two misdemeanors and one felony. The first misdemeanor conviction was on March 6, 2003 for Driving Under the Influence of Alcohol. The second misdemeanor conviction was for Assault and Battery on June 17, 2005 along with a felony conviction in the same case for the crime of Attempted Aggravated Assault and Battery. It is also undisputed that Respondent has overstayed his entry permit which expired on March 5, 2005.

Pursuant to 3 CMC § 4340(d), being convicted of two or more misdemeanors or one felony is grounds for deportation of an alien from the Commonwealth of the Northern Mariana Islands (CNMI).

The Legislature set forth a prudent policy for the CNMI with respect to the alien workers or visitors present in the CNMI, in that, the CNMI, once allowing an alien worker, businessman, or visitor,

1 the privilege of staying in the CNMI, they are required, as a condition of their presence here, that they
2 obey the law and do not commit crimes. The CNMI does not need nor want persons like the
3 Respondent, Pablo Mendoza, to stay here and break the laws of the CNMI with violent and dangerous
4 acts.

5 Based on the foregoing, the Court finds the Respondent a deportable alien pursuant to 3 CMC
6 § 4340(d) and is hereby ordered deported. The Government shall make deportation arrangements for
7 the Respondent.

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9 **SO ORDERED** this 8th day of February, 2006.

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/s/
DAVID A. WISEMAN, Associate Judge

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