

The Burger Court Opinion Writing Database

INS v. Stevic

467 U.S. 407 (1984)

Paul J. Wahlbeck, George Washington University
James F. Spriggs, II, Washington University in St. Louis
Forrest Maltzman, George Washington University





Supreme Court of the United States
Washington, D. C. 20543

RECEIVED
SUPREME COURT, U.S.
JUSTICE MARSHALL

May 22, 1984 MAY 23 09:31

Re: 82-973 - INS v. Stevic, Predrag

Dear John:

I join.

Regards,

Justice Stevens

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Supreme Court of the United States
SUPREME COURT U.S.
JUSTICE MARSHALL
Washington, D. C. 20543

CHAMBERS OF
JUSTICE WM. J. BRENNAN, JR.

84 MAY 23 NO 27

May 23, 1984

No. 82-973

Immigration and Naturalization
Service v. Stevic

Dear John,

I agree.

Sincerely,

Justice Stevens

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Supreme Court of the United States

RECEIVED
SUPREME COURT U.S. 20543
JUSTICE MARSHALL

CHAMBERS OF
JUSTICE BYRON R. WHITE

74 MAY 25 11:34

May 25, 1984

Re: 82-973 - INS v. Stevic

Dear John,

I agree.

Sincerely yours,



Justice Stevens

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cpm

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12
Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE THURGOOD MARSHALL

May 23, 1984

Re: No. 82-973-INS v. Stevic

Dear John:

Please join me.

Sincerely,

T.M.
T.M.

Justice Stevens

cc: The Conference

①

Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE HARRY A. BLACKMUN

May 29, 1984

Re: No. 82-973 - INS v. Stevic

Dear John:

Please join me.

Sincerely,



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JUSTICE MARSHALL

'84 MAY 29 10:14

Justice Stevens

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Supreme Court of the United States
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JUSTICE MARSHALL

CHAMBERS OF
JUSTICE LEWIS F. POWELL, JR.

'84 MAY 21 19:24

May 21, 1984

82-973 INS v. Stevic

Dear John:

Please join me.

Sincerely,

Lewis

Justice Stevens

lfp/ss

cc: The Conference

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Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE WILLIAM H. REHNQUIST

RECEIVED
SUPREME COURT, U.S.
JUSTICE MARSHALL

'84 MAY 30 12:55

May 30, 1984

Re: No. 82-973 INS v. Stevic

Dear John:

Please join me.

Sincerely,



Justice Stevens

cc: The Conference

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SUPREME COURT, U.S.
JUSTICE MARSHALL

'84 MAY 17 P2:20

To: The Chief Justice
Justice Brennan
Justice White
Justice Marshall
Justice Blackmun
Justice Powell
Justice Rehnquist
Justice O'Connor

From: Justice Stevens

Circulated: MAY 17 1984

Recirculated: _____

1st DRAFT

SUPREME COURT OF THE UNITED STATES

No. 82-973

IMMIGRATION AND NATURALIZATION SERVICE,
PETITIONER *v.* PREDRAG STEVIC

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF
APPEALS FOR THE SECOND CIRCUIT

[May —, 1984]

JUSTICE STEVENS delivered the opinion of the Court.

For over thirty years the Attorney General has possessed statutory authority to withhold the deportation of an alien upon a finding that the alien would be subject to persecution in the country to which he would be deported. The question presented by this case is whether a deportable alien must demonstrate a clear probability of persecution in order to obtain such relief under § 243(h) of the Immigration and Nationality Act of 1952, 8 U. S. C. § 1253(h) (1976), as amended by § 203(e) of the Refugee Act of 1980, Pub. L. No. 96-212, 94 Stat. 107.

I

Respondent, a Yugoslavian citizen, entered the United States in 1976 to visit his sister, an American citizen residing in Chicago. Petitioner, the Immigration and Naturalization Service (INS), instituted deportation proceedings against respondent when he overstayed his six-week visa. Respondent admitted that he was deportable and agreed to depart voluntarily by February 1977. In January 1977, however, respondent married a United States citizen who obtained a new visa on his behalf. Shortly thereafter, respondent's wife died in an automobile accident. Respondent's new visa was automatically revoked, and petitioner ordered respondent to surrender for deportation to Yugoslavia.

STYLISTIC CHANGES THROUGHOUT.
SEE PAGES:

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SUPREME COURT U.S.
JUSTICE MARSHALL

'84 JUN -4 A10:48

To: The Chief Justice
Justice Brennan
Justice White
Justice Marshall
Justice Blackmun
Justice Powell
Justice Rehnquist
Justice O'Connor

From: Justice Stevens

Circulated: _____

Recirculated: JUN 4 1984

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JUN 4 1984

SUPREME COURT OF THE UNITED STATES

No. 82-973

IMMIGRATION AND NATURALIZATION SERVICE,
PETITIONER *v.* PREDRAG STEVIC

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF
APPEALS FOR THE SECOND CIRCUIT

[June 5, 1984]

JUSTICE STEVENS delivered the opinion of the Court.

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Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE SANDRA DAY O'CONNOR

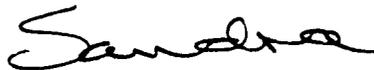
May 21, 1984

No. 82-973 INS v. Stevic

Dear John,

Please join me.

Sincerely,



Justice Stevens

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OFFICE OF THE CLERK
MAY 21 1984

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