

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

Hamzat Abdulhammed Kanmi v. United States Citizenship and Immigration Services, et al.

Kanmi · No. 6:25-cv-01228-HLT-GEB · Decided May 20, 2026

SUMMARY

The United States District Court for the District of Kansas dismissed without prejudice a pro se plaintiff's claims seeking to compel adjudication of his delayed I-485 application for adjustment of status. The court held that 8 U.S.C. § 1252(a)(2)(B)(ii) strips federal courts of jurisdiction over claims challenging the pace of discretionary adjustment-of-status proceedings and granted defendants' Rule 12(b)(1) motion.

CASE DETAILS

COURT	United States District Court for the District of Kansas
WRITING FOR THE COURT	Holly L. Teeter
JURISDICTION	United States District Court for the District of Kansas
DECIDED	May 20, 2026
DOCKET	6:25-cv-01228-HLT-GEB
DISPOSITION	dismissed
PROCEDURAL POSTURE	Defendants moved under Federal Rule of Civil Procedure 12(b)(1) to dismiss Plaintiff's claims for lack of subject-matter jurisdiction.
STANDARD OF REVIEW	On a facial Rule 12(b)(1) challenge, the court accepts the complaint's allegations as true, and the plaintiff bears the burden of establishing subject-matter jurisdiction.
PRECEDENTIAL VALUE	Unpublished district court memorandum and order; nonprecedential
PARTIES	Hamzat Abdulhammed Kanmi v. United States Citizenship and Immigration Services, et al.

TOPICS

mandamus immigration

adjustment of status

subject matter jurisdiction

motions to dismiss

judicial review of agency action

PRACTICE AREAS

immigration

administrative law

civil procedure

statutory interpretation

QUESTIONS PRESENTED

1. Whether 8 U.S.C. § 1252(a)(2)(B)(ii) strips federal courts of subject-matter jurisdiction over claims alleging unreasonable delay in adjudicating an I-485 adjustment-of-status application.
2. Whether Plaintiff's claims concerning an employment authorization document became moot after he received the document.

HOLDINGS

1. Section 1252(a)(2)(B)(ii) strips federal courts of subject-matter jurisdiction over claims challenging the pace at which USCIS adjudicates an I-485 adjustment-of-status application because the timing and actions involved in the discretionary adjustment process are committed to executive discretion.
2. Plaintiff's claims concerning his employment authorization document were moot after he received the requested document and were dismissed without prejudice.

KEY QUOTATIONS

"Federal courts are not a fallback forum for disappointed applicants midstream in their administrative process. Nor does the APA license advisory opinions or premature refereeing of unfinished agency business."

FACTUAL BACKGROUND

Hamzat Abdulhammed Kanmi, a Nigerian national residing in the United States, filed an I-485 application seeking adjustment of status to lawful permanent residence. He alleged that USCIS and its officials unreasonably delayed adjudicating the application and asserted claims under the APA and Mandamus Act. He later received his employment authorization document, rendering his EAD-related claims moot.

PROCEDURAL HISTORY

Plaintiff, a Nigerian national awaiting adjudication of an I-485 application for adjustment of status, sued USCIS and several officials under the Administrative Procedure Act and the Mandamus Act, alleging unlawful withholding and unreasonable delay. Defendants argued that 8 U.S.C. § 1252(a)(2)(B)(ii) strips federal courts of jurisdiction over claims challenging the pace of adjudication of adjustment applications. The court granted the motion to dismiss, dismissed the claims without prejudice, and closed the case. Claims concerning an employment authorization document were separately dismissed without prejudice as moot after Plaintiff received the document.

DISPOSITION

dismissed

CASES CITED

- Hall v. Bellmon, 935 F.2d 1106, 1110 (10th Cir. 1991)
- Kokkonen v. Guardian Life Insurance Co. of America, 511 U.S. 375, 377 (1994)
- Hinojos v. United States, 2024 WL 1702841, at *2 (D. Kan. 2024)
- Patel v. Garland, 596 U.S. 328, 346-47 (2022)
- Cheejati v. Blinken, 106 F.4th 388, 393-97 (5th Cir. 2024)
- Kale v. Alfonso-Royals, 139 F.4th 29 (4th Cir. 2025)
- Kanapauram v. Director, USCIS, 131 F.4th 1302, 1306-09 (11th Cir. 2025)
- Geda v. Director, USCIS, 126 F.4th 835, 842-45 (3d Cir. 2025)
- Thigulla v. Jaddou, 94 F.4th 770, 774-79 (8th Cir. 2024)
- Patel v. USCIS, 2026 WL 145328 (E.D. La. 2026)
- Kewayfati v. Bondi, 165 F.4th 342, 355 (5th Cir. 2026)

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