

## Instructions

### Purpose of This Form.

This petition is used to classify an alien as:

- An Amerasian;
- A Widow or Widower,
- A Battered or Abused Spouse or Child of a U.S. Citizen or Lawful Permanent Resident
- A Special Immigrant (Religious Worker; Panama Canal Company Employee, Canal Zone Government Employee, U.S. Government in the Canal Zone Employee; Physician; or
- International Organization Employee or Family Member, Juvenile Court Dependent or Armed Forces Member).

### Initial Evidence Requirements.

If these instructions state that a copy of a document may be filed with this petition, and you choose to send us the original, we may keep that original for our records. Any foreign language document must be accompanied by an English translation certified by the translator that he/she is competent to translate the foreign language into English and that the translation is accurate.

### *Amerasian.*

Any person who is 18 or older, an emancipated minor, or a U.S. corporation may file this petition for an alien who was born in Korea, Vietnam, Laos, Kampuchea, or Thailand after December 31, 1950, and before October 22, 1982, and was fathered by a U.S. citizen.

The petition must be filed with:

- Copies of evidence showing that the person this petition is for was born in one of the above countries between those dates. If he/she was born in Vietnam, you must also submit a copy of his/her Vietnamese I.D. card, or an affidavit explaining why it is not available;
- Copies of evidence establishing the parentage of the person, and of evidence establishing that the biological father was a U.S. citizen. Examples of documents that may be submitted are birth or baptismal records or other religious documents; local civil records; an affidavit, correspondence or evidence of financial support from the father; photographs of the father (especially with the child); or, absent other documents, affidavits from knowledgeable witnesses which detail the parentage of the child and how they know such facts;
- A photograph of the person;
- If the person is married, submit a copy of the marriage certificate, and proof of the termination of any prior marriages; and
- If the person is under 18 years old, submit a written statement from his/her mother or legal guardian that:
  - Irrevocably releases him or her for emigration and authorizes the placement agencies to make necessary decisions for his or her immediate care until a sponsor receives custody;

-- Shows an understanding of the effects of the release, and states whether any money was paid or coercion used prior to obtaining the release; and

-- Includes the full name, date and place of birth, and present or permanent address of the mother or guardian, and with the signature of the mother or guardian on the release authenticated by a local registrar, court of minors, or a U.S. Citizenship and Immigration Services (USCIS) officer.

The following sponsorship documents are also required. You may file these documents with the petition, or wait until we review the petition and request them. However, not filing them with the petition will add to the overall processing time.

- An Affidavit of Financial Support executed by the sponsor, with the evidence of financial ability required by that form. Please note that the original sponsor remains financially responsible for the Amerasian if any subsequent sponsor fails in this area;
- Copies of evidence showing that the sponsor is at least 21 years old and is a U.S. citizen or permanent resident;
- Fingerprints of the sponsor taken by USCIS as part of the required biometric services; and
- If this petition is for a person under 18 years old, the following documents issued by a placement agency must be submitted:
  - A copy of the private, public or state agency's license to place children in the U.S., proof of the agency's recent experience in the intercountry placement of children and of the agency's financial ability to arrange the placement;
  - A favorable home study of the sponsor conducted by a legally authorized agency;
  - A pre-placement report from the agency, including information regarding any family separation or dislocation abroad that would result from the placement;
  - A written description of the orientation given to the sponsor and to the parent or guardian on the legal and cultural aspects of the placement;
  - A statement from the agency showing that the sponsor has been given a report on the pre-placement screening and evaluation of the child; and
  - A written plan from the agency to provide follow-up services, including mediation and counseling, and describing the contingency plans to place the person this petition is for in another suitable home if the initial placement fails.

### *Widow/Widower of a U.S. Citizen.*

You may file this petition for yourself if:

- You were married for at least two years to a U.S. citizen who is now deceased and who was a U.S. citizen at the time of death;
- Your citizen spouse's death was less than two years ago;

- You were not legally separated from your citizen spouse at the time of death; and
- You have not remarried.

The petition must be filed with:

- A copy of your marriage certificate to the U.S. citizen and proof of termination of any prior marriages of either of you;
- Copies of evidence that your spouse was a U.S. citizen, such as a birth certificate if born in the United States, Naturalization Certificate or Certificate of Citizenship issued by USCIS, Form FS-240, Report of Birth Abroad of a Citizen of the United States; or a U.S. passport which was valid at the time of the citizen's death; and
- A copy of the death certificate of your U.S. citizen spouse.

### ***Self-Petitioning Battered or Abused Spouse or Child of a U.S. Citizen or Lawful Permanent Resident.***

You may self-petition for immediate relative or family-sponsored immigrant classification if you:

- Are now the spouse or child of an abusive U.S. citizen or lawful permanent resident;
- Are eligible for immigrant classification based on that relationship;
- Are now residing in the United States; have resided in the United States with the U.S. citizen or lawful permanent resident abuser in the past;
- Have been battered by, or have been the subject of extreme cruelty perpetrated by:
  - Your U.S. citizen or lawful permanent resident spouse during the marriage; or are the parent of a child who has been battered by or has been the subject of extreme cruelty perpetrated by your abusive citizen or lawful permanent resident spouse during your marriage; or you
  - Your citizen or lawful permanent resident parent while residing with that parent;
- Are a person of good moral character;
- Are a person whose removal or deportation would result in extreme hardship to yourself, or to your child if you are a spouse; and if you
- Are a spouse who entered into the marriage to the citizen or lawful permanent resident abuser in good faith.

**NOTE:** Divorce or other legal termination of the marriage to the abuser **after** the self-petition is properly filed with USCIS will not be the sole basis for denial or revocation of an approved self-petition. If you remarry before you become a lawful permanent resident, however, your self-petition will be denied or the approval revoked.

Your self-petition may be filed with any credible relevant evidence of eligibility. The determination of what evidence is credible and the weight to be given that evidence is within the sole discretion of USCIS; therefore, you are encouraged to provide the following documentation:

- Evidence of the abuser's U.S. citizenship or lawful permanent resident status;
- Marriage and divorce decrees, birth certificates, or other evidence of your legal relationship to the abuser;
- One or more documents showing that you and the abuser have resided together in the United States in the past, such as employment records, utility receipts, school records, hospital or medical records, birth certificates of children, deeds, mortgages, rental records, insurance policies, or affidavits;
- One or more documents showing that you are now residing in the United States, such as the documents listed above;
- Evidence of the abuse, such as reports and affidavits from police, judges and other court officials, medical personnel, school officials, clergy, social workers, and other social service agency personnel. If you have an order of protection or have taken other legal steps to end the abuse, you should submit copies of those court documents;
- If you are more than 14 years of age, your affidavit of good moral character accompanied by a local police clearance, state-issued criminal background check, or similar report from each locality or state in the United States or abroad in which you have resided for six or more months during the three year period immediately preceding the filing of your self-petition;
- Affidavits, birth certificates of children, medical reports and other relevant credible evidence of the extreme hardship that would result if you were to be removed or deported; and
- If you are a spouse, proof that one spouse has been listed as the other's spouse on insurance policies, property leases, income tax forms, or bank accounts; and testimony or other evidence regarding your courtship, wedding ceremony, shared residence and experiences showing that your marriage was entered in good faith.

### ***Special Immigrant Juvenile.***

Any person, including the alien, may file this petition for an alien who:

- Is unmarried and less than 21 years old;
- Has been declared dependent upon a juvenile court in the United States or who such a court has legally committed to, or placed under the custody of, an agency or department of a state and who has been found eligible for long-term foster care; and
- Has been the subject of administrative or judicial proceedings in which it was determined that it would not be in the juvenile's best interests to be returned to the juvenile's or his/her parent's country of nationality or last habitual residence.

**NOTE:** After a special immigrant juvenile becomes a permanent resident, his or her parent(s) may not receive any immigration benefit based on the relationship to the juvenile.

The petition must be filed with:

- A copy of the juvenile's birth certificate or other evidence of his or her age;
- Copies of the court or administrative document(s) upon which the claim to eligibility is based.

### ***Special Immigrant Religious Worker.***

Any prospective employer may file a Form I-360 to classify an alien as a special immigrant religious worker if that alien has been in religious employment for two years prior to filing. Such a petition may be filed for an alien who (either abroad or in the United States) for at least the two years immediately preceding the filing of the petition, has been a member of a religious denomination that has a bona fide nonprofit religious organization in the United States. The alien must be coming to the United States solely for the purpose of working, on a compensated, full-time basis, in one of the following capacities:

- As an employee of a religious organization within the denomination, or of a bona fide organization which is affiliated with the religious denomination, at the request of the organization;
- To carry on the vocation of a minister of the religious denomination; or
- To work in a religious vocation or occupation.

**NOTE:** The supporting evidence submitted may be verified by USCIS through any means determined appropriate by USCIS, up to and including an on-site inspection of the petitioning organization. The inspection may include a tour of the organization's facilities, an interview with the organization's officials, a review of selected organization records relating to compliance with immigration laws and regulations, and an interview with any other individuals or review of any other records that the USCIS considers pertinent to the integrity of the organization. An inspection may include the organization headquarters, or satellite locations, or the work locations planned for the applicable employee. If USCIS decides to conduct a pre-approval inspection, satisfactory completion of such inspection will be a condition for approval of any petition.

The Form I-360 contains an attestation section which the authorized official of the prospective employer must complete, sign and date. The term "prospective employer" refers to the organization or institution where the alien will be performing the proffered duties. The attestation includes a statement that certifies under penalty of perjury that the contents of the attestation are true and correct to the best of his or her knowledge. This attestation must be submitted by the prospective employer along with the petition. The prospective employer must specifically attest to the following:

- That the prospective employer is a bona fide non-profit religious organization or a bona fide organization which is affiliated with the religious denomination and is exempt from taxation in accordance with section 501(c)(3) of the Internal Revenue Code of 1986 or subsequent amendment;

- The number of members of the prospective employer's organization, the number and positions (with brief descriptions) of employees in the prospective employer's organization, the number of aliens holding R visa status currently employed or employed within the past five years by the prospective employer's organization, and the number of special immigrant religious worker and R visa petitions and applications filed by or on behalf of any aliens to be employed as ministers or religious workers for the prospective employer in the past five years;
- The title of the position offered to the alien, the complete package of compensation being offered and a detailed description of the alien's proposed daily duties;
- That the alien will be employed at least 35 hours per week and such services are needed on a full-time basis;
- The specific location(s) of the proposed employment;
- That the alien has worked as a compensated, full-time religious worker for the two years immediately preceding the filing of the application and is otherwise qualified for the position offered;
- That the alien has been a member of the denomination for at least two years immediately preceding the filing of the application;
- That the alien will not be engaged in secular employment, and any compensation for religious work will be paid to the alien by the attesting employer;
- That the prospective employer has the ability and intention to compensate the alien at a level at which the alien and accompanying family members will not become a public charge, and that funds to pay the alien's compensation do not include any monies obtained from the alien, excluding reasonable donations or tithing to the religious organization, and that the petitioner will notify USCIS of any changes to the alien's employment; and

The Form I-360 must be filed by the prospective U.S. employer on behalf of an alien who is either abroad or in the United States and must be filed with:

- A currently valid determination letter from the Internal Revenue Service (IRS) showing that the organization is exempt from taxation in accordance with section 501(c)(3) of the Internal Revenue Code of 1986 or subsequent amendment, as a religious organizations; or
- A currently valid determination letter from the Internal Revenue Service (IRS) showing that the organization is exempt from taxation in accordance with section 501(c)(3) of the Internal Revenue Code of 1986 or subsequent amendment, as a religious organization; or
- For religious organizations that are recognized as tax exempt under a group tax exemption, a currently valid determination letter from the IRS establishing that the group is an organization as described in sections 509(a)(1) of the Internal Revenue Code of 1986 or subsequent amendment, and that the group's tax exemption is in accordance with section 501(c)(3) of the Internal Revenue Code of 1986 or subsequent amendment, as a religious organization; or

- For a bona fide organization which is affiliated with the religious denomination, if the organization was granted a section 501(c)(3) exemption as something other than a religious organization:

- A currently valid determination letter from the IRS showing that the organization is exempt from taxation in accordance with section 501(c)(3) of the Internal Revenue Code of 1986 or subsequent amendment, not necessarily as a religious organization;
- Documentation that establishes the religious nature and purpose of the organization, such as a copy of the organizing instrument of the organization that specifies the purposes of the organization;
- Organizational literature, such as brochures, calendars, flyers and other literature describing the religious purpose and nature of the activities of the organization;
- A Religious Denomination Certification. The Form I-360 contains a "Religious Denomination Certification" section which the petitioner must have the attesting religious organization complete, sign and date. The "Religious Denomination Certification" includes a statement certifying under penalty of perjury that the petitioning organization is affiliated with the religious denomination. The certification must be submitted by the petitioner along with the petition and attestation; and
- A currently valid determination letter from the IRS evidencing that the attesting organization is exempt from taxation in accordance with section 501(c)(3) of the Internal Revenue Code of 1986 or subsequent amendment, as a religious organization.

- If the petition is filed on behalf of a minister, the following documentation must be filed as initial evidence with the petition:

- A copy of the alien's certificate of ordination or similar documents reflecting acceptance of the alien's qualifications as a minister in the religious denomination; and
- Evidence that the alien has completed any course of prescribed theological education at an accredited theological institution normally required or recognized by that religious denomination, including transcripts, curriculum, and documentation that establishes that the theological institution is accredited by the denomination; or
- For denominations that do not require a prescribed theological education submit:
  - Evidence of the denomination's requirements for ordination to minister;
  - Evidence of the duties allowed to be performed by virtue of ordination;
  - Evidence of the denomination's gradations of ordination, if any; and

- Evidence of the alien's completion of the denomination's requirements for ordination.

- Initial evidence must include evidence of the alien's prior religious employment.
  - If the alien was employed in the United States during the two years immediately preceding the filing of the application, the petitioner must submit:
    - The alien's W-2 wage statements;
    - The employer's wage transmittal statements; and
    - The transcripts of the alien's processed income tax returns for the preceding two years reflecting such work.
  - If the alien was employed outside the United States during such two years, the petitioner must submit comparable evidence of compensation and religious work.
  - Aliens who have taken a vow of poverty or similar formal lifetime commitment to a religious way of life may submit evidence of such commitment in lieu of the above documentary requirements, but must also submit evidence of all financial support (including stipends, room and board, or other support) received in the preceding two years.

**NOTE:** An on-site inspection of the petitioning organization is required as part of the petition process.

***Special immigrant based on employment with the Panama Canal Company, Canal Zone Government or U.S. Government in the Canal Zone.***

Any person may file this petition for an alien who, at the time the Panama Canal Treaty of 1977 entered into force, either:

- Was resident in the Canal Zone and had been employed by the Panama Canal Company or Canal Zone Government for at least one year, or
- Was a Panamanian national and either honorably retired from U.S. Government employment in the Canal Zone with a total of 15 or more years of faithful service, or
- Was employed for 15 years and since honorably retired; or was an employee of the Panama Canal Company or Canal Zone Government, had performed faithful service for five years or more as an employee, and whose personal safety, or the personal safety of his/her spouse or child, is in danger as a direct result of the special nature of his/her employment and as a direct result of the Treaty.

The petition must be filed with:

- A letter from the Panama Canal Company, Canal Zone Government or U.S. Government agency employing the person in the Canal Zone, indicating the length and circumstances of employment and any retirement or termination; and

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- Copies of evidence to establish any claim of danger to personal safety.

### ***Special Immigrant Physician.***

Any person may file this petition for an alien who:

- Graduated from a medical school or qualified to practice medicine in a foreign state;
- Was fully and permanently licensed to practice medicine in a State of the United States on January 9, 1978, and was practicing medicine in a State on that date;
- Entered the United States as an "H" or "J" nonimmigrant before January 9, 1978; and
- Has been continuously present in the United States and continuously engaged in the practice or study of medicine since the date of such entry.

The petition must be filed with:

- Letters from the person's employers, detailing his/her employment since January 8, 1978, including the current employment; and
- Copies of relevant documents that demonstrate that the person filed for meets all the above criteria.

### ***Special Immigrant International Organization Employee or family member.***

Certain long-term "G" and "N" nonimmigrant employees of a qualifying international organization entitled to enjoy privileges, exemptions and immunities under the International Organizations Immunities Act, and certain relatives of such an employee, may be eligible to apply for classification as a Special Immigrant. To determine eligibility, contact the qualifying international organization or your local USCIS office.

The petition must be filed with:

- Copies of evidence documenting the relationship between the person this petition is for and the employee.
- A letter from the international organization demonstrating that it is a qualifying organization and explaining the circumstances of qualifying employment and the immigration status held by the person the petition is for, and

### ***Armed Forces Member.***

You may file this petition for yourself, if:

- You have served honorably on active duty in the Armed Forces of the United States after October 15, 1978;

- You originally lawfully enlisted outside the United States under a treaty or agreement in effect on October 1, 1991, for a period or periods aggregating:

- Twelve years, and were never separated from such service except under honorable conditions; or
- Six years, are now on active duty, and have reenlisted to incur a total active duty service obligation of at least 12 years;

- You are a national of an independent state which maintains a treaty or agreement allowing nationals of that state to enlist in the U.S. Armed Forces each year; and
- The executive department under which you have served or are serving has recommended you for this special immigrant status.

The petition must be filed with:

- Certified proof issued by the authorizing official of the executive department in which you are serving or have served which certifies that you have the required honorable active duty service and/or commitment; and
- Your birth certificate.

### **General Filing Instructions.**

Please answer all questions by typing or clearly printing in black ink only. Indicate that an item is not applicable with "N/A." If an answer is "none," please so state. If you need extra space to answer any item, attach a sheet of paper with your name and your alien registration number (A#), if any, and indicate the number of the item the answer refers to. Every petition must be properly signed, and accompanied by the proper fee. If you are under 14 years of age, your parent or guardian may sign the petition.

### **Where to File.**

- If you are filing for a Special Immigrant Juvenile, file the petition at the local USCIS office having jurisdiction over the place where he or she lives.
- If you are filing for Amerasian classification and the person you are filing for is outside the United States, you may file this petition at the USCIS office that has jurisdiction over the place where he or she lives or the office that has jurisdiction over the place where he or she will live.
- If you are in the United States and filing as a Widow/Widower, you may file this petition together with your application for adjustment of status.
- If this petition is for an Amerasian, Widow/Widower, or Special Immigrant Armed Forces Member, and that person lives outside the United States, you may file this petition at the USCIS office overseas or the U.S. consulate or embassy abroad having jurisdiction over the area in which he or she lives.

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In all other instances (except for a self-petitioning battered or abused spouse or child or a special immigrant international organization officer or employee or family member, described below), file this petition at a USCIS Service Center, as follows:

If you live in Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Puerto Rico, Rhode Island, Vermont, Virgin Islands, Virginia or West Virginia, mail this petition to:

**USCIS**  
**Vermont Service Center**  
**75 Lower Welden Street**  
**St. Albans, VT 05479-0001**

If you live in Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, New Mexico, North Carolina, Oklahoma, South Carolina, Tennessee or Texas, mail this petition to:

**USCIS**  
**Texas Service Center**  
**P.O. Box 152122, Dept A**  
**Irving, TX 75015-2122**

If you live in Arizona, California, Guam, Hawaii or Nevada, mail this petition to:

**USCIS**  
**California Service Center**  
**P.O. Box 10360**  
**Laguna Niguel, CA 92607-0360**

If you live elsewhere in the United States, mail this petition to:

**USCIS**  
**Nebraska Service Center**  
**850 S Street**  
**Lincoln, NE 68501-2521**

If you are a self petitioning battered spouse or abused spouse or child, mail your completed Form I-360 with supporting documents and correct fee to the Vermont Service Center at the following address:

**USCIS**  
**Vermont Service Center**  
**75 Lower Welden Street**  
**St. Albans, VT 05479**

If the Vermont Service Center later sends you a Notice of Approval of your petition, you may apply at your local USCIS office to adjust your status as a lawful permanent resident.

If you are a special immigrant international organization officer or employee or family member, mail your Form I-360 with supporting documents and correct fee to the Nebraska Service Center at the following address:

**USCIS**  
**Nebraska Service Center**  
**P.O. Box 87360**  
**Lincoln, NE 68501-7360**

## **Public Service Information.**

The National Domestic Violence Hotline provides information, crisis intervention and referrals to local service providers, including legal assistance organizations, to victims of domestic violence or anyone calling on their behalf at 1-800-799-7233 or TDD at 1-800-787-3244 TTD.

The hotline services are available 24 hours a day seven (7) days a week, toll-free from anywhere in the United States, Puerto Rico or the U.S. Virgin Islands. The staff and volunteers speak both English and Spanish and have access to translators in 139 languages.

## **What Is the Fee?**

The filing fee for this petition is **\$190.00**, except there is no fee if you are filing for an Amerasian. However, sponsors of Amerasians must pay a **\$70.00** biometrics services fee to be fingerprinted. If necessary USCIS may also take the sponsors' photograph and signatures.

The fee must be submitted in the exact amount. It cannot be refunded. **Do not mail cash.** All checks and money orders must be drawn on a bank or other institution located in the United States and must be payable in United States currency. The check or money order should be made payable to the **Department of Homeland Security**, except that:

- If you live in Guam, and are filing this application in Guam, make your check or money order payable to the "Treasurer, Guam."
- If you live in the U.S. Virgin Islands, and are filing this application in the U.S. Virgin Islands, make your check or money order payable to the "Commissioner of Finance of the Virgin Islands."

Checks are accepted subject to collection. An uncollected check will render the application and any document issued invalid. A charge of \$30.00 will be imposed if a check in payment of a fee is not honored by the bank on which it is drawn.

## **How to Check If the Fee Is Correct.**

The fee on this form is current as of the edition date appearing in the lower right corner of this page. However, because USCIS fees change periodically, you can verify if the fee is correct by following one of the steps below:

- Visit our website at [www.uscis.gov](http://www.uscis.gov) and scroll down to "Forms and E-Filing" to check the appropriate fee, or
- Review the Fee Schedule included in your form package, if you called us to request the form, or
- Telephone our National Customer Service Center at **1-800-375-5283** and ask for the fee information.

**NOTE:** If your petition or application requires a biometric services fee for USCIS to take your fingerprints, photograph or signature, you can use the same procedure above to confirm the biometrics fee.

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## Processing Information.

**Rejection.** Any petition that is not signed or is not accompanied by the correct fee will be rejected with a notice that the petition is deficient. You may correct the deficiency and resubmit the petition. However, a petition is not considered properly filed until accepted by the USCIS.

**Initial processing.** Once the petition has been accepted, it will be checked for completeness, including submission of the required initial evidence. If you do not completely fill out the form, or file it without required initial evidence, you will not establish a basis for eligibility and we may deny your petition.

**NOTE:** A self-petitioning battered or abused spouse or child of a U.S. citizen or lawful permanent resident may submit any relevant credible evidence in place of the suggested evidence.

**Requests for additional information or interview.** We may request additional information or evidence or we may request that you appear at a USCIS office for an interview. We may also request that you submit the originals of any copy. We will return these originals when they are no longer required.

**Decision.** If you establish that the person this petition is for is eligible for the requested classification, we will approve the petition. We will send it to the U.S. embassy or consulate for visa issuance, unless he or she is in the United States and appears eligible and intends to apply for adjustment to permanent resident status while here. If you do not establish eligibility, we will deny the petition. We will notify you in writing of our decision.

## Penalties.

If you knowingly and willfully falsify or conceal a material fact or submit a false document with this request, we will deny the benefit you are filing for, and may deny any other immigration benefit. In addition, you will face severe penalties provided by law, and may be subject to criminal prosecution.

## Forms and Information.

To request USCIS forms, call our toll free number at **1-800-870-3676**. You can also obtain USCIS forms and information on immigration laws, regulations and procedures by calling our National Customer Service Center (NCSC) at **1-800-375-5283** or visiting our internet website at **www.uscis.gov**.

## Use InfoPass for Appointments.

As an alternative to waiting in line for assistance at your local USCIS office, you can now schedule an appointment through our internet-based system, **InfoPass**. To access the system, visit our website at **www.uscis.gov**. Use the **InfoPass** appointment scheduler and follow the screen prompts to set up your appointment. **InfoPass** generates an electronic appointment notice that appears on the screen. Print the notice and take it with you to your appointment. The notice gives the time and date of your appointment, along with the address of the USCIS office.

## Privacy Act Notice.

We ask for the information on this form, and associated evidence to determine if you have established eligibility for the immigration benefit you are seeking. Our legal right to ask for this information is in 8 USC 1154. We may provide this information to other government agencies. Failure to provide this information, and any requested evidence, may delay a final decision or result in denial of your request.

## Paperwork Reduction Act Notice.

A person is not required to respond to a collection of information unless it displays a currently valid OMB control number.

We try to create forms and instructions that are accurate, can be easily understood and that impose the least possible burden on you to provide us with information. Often this is difficult because some immigration laws are very complex.

Accordingly, the reporting burden for this collection of information is computed as follows: (1) learning about the law and form, 20 minutes; (2) completing the form, 25 minutes; and (3) assembling and filing the application, 90 minutes for an estimated average of 2 hours, 15 minutes per response. In addition, it is estimated that it will take 65 minutes to complete the on-site inspection required when petitioning for a special immigrant religious worker.

If you have comments regarding the accuracy of this estimate, or suggestions for making this form simpler, you can write to the U.S. Citizenship and Immigration Services, Regulatory Management Division, 111 Massachusetts Avenue, NW, Room 3008, Washington, D.C. 20529; OMB No. 1615-0020. **Do not mail your completed application to this address.**

Department of Homeland Security  
U.S. Citizenship and Immigration Services

# I-360, Petition for Amerasian, Widow(er) or Special Immigrant

**START HERE - Please type or print in black ink.**

**For USCIS Use Only**

**Part 1. Information about person or organization filing this**

**petition.** (Individuals should use the top name line; organizations should use the second line.) If you are a self-petitioning spouse or child and do not want USCIS to send notices about this petition to your home, you may show an alternate mailing address here. If you are filing for yourself and do not want to use an alternate mailing address, skip to Part 2.

Family Name		Given Name	Middle Name
Company or Organization Name			
Address - C/O			
Street Number and Name		Apt. #	
City		State or Province	
Country		Zip/Postal Code	
U.S. Social Security #	A #	IRS Tax # (if any)	

**Part 2. Classification Requested (check one):**

- a.  Amerasian
- b.  Widow(er) of a U.S. citizen who died within the past two (2) years
- c.  Special Immigrant Juvenile
- d.  Special Immigrant Religious Worker
- e.  Special Immigrant based on employment with the Panama Canal Company, Canal Zone Government or U.S. Government in the Canal Zone
- f.  Special Immigrant Physician
- g.  Special Immigrant International Organization Employee or family member
- h.  Special Immigrant Armed Forces Member
- i.  Self-Petitioning Spouse of Abusive U.S. Citizen or Lawful Permanent Resident
- j.  Self-Petitioning Child of Abusive U.S. Citizen or Lawful Permanent Resident
- k.  Other, explain: \_\_\_\_\_

**Part 3. Information about the person this petition is for.**

Family Name		Given Name	Middle Name
Address - C/O			
Street Number and Name		Apt. #	
City		State or Province	
Country		Zip/Postal Code	
Date of Birth (mm/dd/yyyy)		Country of Birth	
U.S. Social Security #		A # (if any)	
Marital Status: <input type="checkbox"/> Single <input type="checkbox"/> Married <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed			

**Complete the items below if this person is in the United States:**

Date of Arrival (mm/dd/yyyy)	I-94#
Current Nonimmigrant Status	Expires on (mm/dd/yyyy)

Returned	Receipt
Resubmitted	
Reloc Sent	
Reloc Rec'd	
<input type="checkbox"/> Petitioner/Applicant <input type="checkbox"/> Interviewed Beneficiary Interviewed	
<input type="checkbox"/> I-485 Filed Concurrently <input type="checkbox"/> Bene "A" File Reviewed	
Classification	
Consulate	
Priority Date	
Remarks:	
<b>Action Block</b>	
<b>To Be Completed by</b> <input type="checkbox"/> <b>Attorney or Representative, if any</b> Fill in box if G-28 is attached to represent the applicant	
VOLAG#	
ATTY State License #	



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**Part 4. Processing Information.**

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Below give information on U.S. Consulate you want notified if this petition is approved and if any requested adjustment of status cannot be granted.

American Consulate: City	Country
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If you gave a United States address in **Part 3**, print the person's foreign address below. If his or her native alphabet does not use Roman letters, print his or her name and foreign address in the native alphabet.

Name	Address
------	---------

- Gender of the person this petition is for.  Male  Female
- Are you filing any other petitions or applications with this one?  No  Yes (How many? \_\_\_\_\_)
- Is the person this petition is for in deportation or removal proceedings?  No  Yes (Explain on a separate sheet of paper)
- Has the person this petition is for ever worked in the U.S. without permission?  No  Yes (Explain on a separate sheet of paper)
- Is an application for adjustment of status attached to this petition?  No  Yes

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**Part 5. Complete only if filing for an Amerasian.**

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**Section A. Information about the mother of the Amerasian**

Family Name	Given Name	Middle Name
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Living?  No (Give date of death \_\_\_\_\_)  Yes (complete address line below)  Unknown (attach a full explanation)

Address

**Section B. Information about the father of the Amerasian:** If possible, attach a notarized statement from the father regarding parentage. Explain on separate paper any question you cannot fully answer in the space provided on this form.

Family Name	Given Name	Middle Name
Date of Birth (mm/dd/yyyy)	Country of Birth	

Living?  No (Give date of death \_\_\_\_\_)  Yes (complete address line below)  Unknown (attach a full explanation)

Home Address

Home Phone # ( )	Work Phone # ( )
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At the time the Amerasian was conceived:

The father was in the military (indicate branch of service below - and give service number here): \_\_\_\_\_

- Army  Air Force  Navy  Marine Corps  Coast Guard

The father was a civilian employed abroad. Attach a list of names and addresses of organizations which employed him at that time.

The father was not in the military, and was not a civilian employed abroad. (Attach a full explanation of the circumstances.)

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**Part 6. Complete only if filing for a Special Immigrant Juvenile Court Dependent.**

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**Information about the Juvenile**

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List any other names used.

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Answer the following questions regarding the person this petition is for. If you answer "No," explain on a separate sheet of paper.

Is he or she still dependent upon the juvenile court or still legally committed to or under the custody of an agency or department of a state?  No  Yes

Does he or she continue to be eligible for long term foster care?  No  Yes

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**Part 7. Complete only if filing as a Widow/Widower, a Self-petitioning Spouse of an Abuser, or as a Self-petitioning Child of an Abuser.**

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**Section A. Information about the U.S. citizen husband or wife who died or about the U.S. citizen or lawful permanent resident abuser.**

---

Family Name	Given Name	Middle Name
Date of Birth (mm/dd/yyyy)	Country of Birth	Date of Death (mm/dd/yyyy)

---

He or she is now, or was at time of death a (check one):

- U.S. citizen born in the United States.  U.S. citizen through Naturalization (*Show A #*) \_\_\_\_\_
- U.S. citizen born abroad to U.S. citizen parents.  U.S. lawful permanent resident (*Show A #*) \_\_\_\_\_
- Other, explain \_\_\_\_\_
- 

**Section B. Additional Information about you.**

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How many times have you been married?	How many times was the person in Section A married?	Give the date and place where you and the person in Section A were married. ( <i>If you are a self-petitioning child, write: "N/A"</i> )
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When did you live with the person named in **Section A**? From (*Month/Year*) \_\_\_\_\_ until (*Month/Year*) \_\_\_\_\_

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If you are filing as a widow/widower, were you legally separated at the time of the U.S. citizens's death?  No  Yes, (*attach explanation*).

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Give the last address at which you lived together with the person named in **Section A**, and show the last date that you lived together with that person at that address:

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If you are filing as a self-petitioning spouse, have any of your children filed separate self-petitions?  No  Yes (*show child(ren)'s full names*):

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**Part 8. Complete only if filing as a special immigrant religious worker.**

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**Section A. Information about the beneficiary.**

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Describe the beneficiary's qualifications for the vocation or occupation.

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Description of the relationship between the religious organization in the United States and the organization abroad of which the beneficiary was a member.

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**Section B. Employer Attestation.**

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1. Provide the following about the petitioner.

Number of members

Number of positions

Number of R visa holders currently employed

Number of R visa holders employed within the past 5 years

Number of I-360 and/or I-129 petitions submitted by the petitioner in last 5 years.

Has any immigrant visa petition ever been filed on behalf of this person?

No

Yes (*If "Yes," provide information on the petition on a separate sheet(s) of paper.*)

Provide a brief description of the positions in the petitioner's organization.

Position	Position Description
1.	
2.	
3.	
4.	

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2. Provide the following about the prospective employment.

Title of position offered.

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Describe compensation being offered.

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Provide a detailed description of the daily proposed duties.

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Provide the specific address(s) or location(s) of prospective employment.

- 
- |   |                              |                             |
|---|------------------------------|-----------------------------|
| 3. I certify or attest that the petitioner is a bona fide non-profit religious organization or a bona fide organization, which is affiliated with the religious denomination and is exempt from taxation in accordance with section 501(c) (3) of the Internal Revenue Code of 1986. (If the petitioner is affiliated with the religious denomination, complete <b>Section C, Religious Denomination Certification.</b> ) | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 4. I certify or attest that the petitioner has the ability and intention to compensate and otherwise support (through housing, for example) the beneficiary at a level at which the beneficiary and accompanying family members will not become a public charge.  | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 5. I certify or attest that the funds to pay the beneficiary's compensation do not include any monies obtained from the beneficiary, excluding reasonable donations or tithing to the religious organization.   | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 6. I certify or attest that, if the position is not a religious vocation, the beneficiary will not be engaged in secular employment, and any compensation for religious work will be paid to the beneficiary by the attesting petitioner.   | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 7. I certify or attest that the position being offered to the beneficiary requires at least 35 hours per week of compensated service.   | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 8. I certify or attest that the beneficiary has been a member of the denomination for at least 2 years immediately preceding the filing of the Form I-360.  | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 9. I certify or attest that the beneficiary is otherwise qualified for the prospective position.  | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

I swear (or affirm) and certify under penalty of perjury under the laws of the United States of America that the contents of this attestation are true and correct to the best of my knowledge.

**Signature**

**Date** (mm/dd/yyyy)

--	--

**Printed Name**

**Title**

--	--

**Business/Organization Address**

--

**Daytime Phone Number** (with area code)

**Fax Number** (if any)

**Email Address** (if any)

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**Section C. Religious denomination certification.**

I swear (or affirm) and certify under penalty of perjury under the laws of the United States of America that:

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(Name of Affiliate/Petitioning Organization)

is affiliated with:

--

(Name of Religious Denomination)

and that the attesting religious organization within the religious denomination is exempt from taxation in accordance with section 501(c)(3) of the Internal Revenue Code of 1986. The contents of this certification are true and correct to the best of my knowledge. (A copy of the signed letter from the Internal Revenue Service evidencing that the religious organization providing the written statement is exempt from taxation as a religious organization must accompany the Religious Denomination Certification.)

**Signature**

**Date** (mm/dd/yyyy)

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**Printed Name**

**Title of Religious Organization Attestor**

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**Attesting Religious Organization Name**

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**Attesting Religious Organization Address**

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**Daytime Phone Number** (with area code)

**Fax Number** (if any)

**Email Address** (if any)

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**Part 9. Information about the spouse and children of the person this petition is for.**

A widow/widower or a self-petitioning spouse of an abusive citizen or lawful permanent resident should also list the children of the deceased spouse or of the abuser.

<b>A.</b> Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)
Country of Birth	Relationship <input type="checkbox"/> Spouse <input type="checkbox"/> Child		A #
<b>B.</b> Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)
Country of Birth	Relationship <input type="checkbox"/> Spouse <input type="checkbox"/> Child		A #
<b>C.</b> Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)
Country of Birth	Relationship <input type="checkbox"/> Spouse <input type="checkbox"/> Child		A #
<b>D.</b> Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)
Country of Birth	Relationship <input type="checkbox"/> Spouse <input type="checkbox"/> Child		A #
<b>E.</b> Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)
Country of Birth	Relationship <input type="checkbox"/> Spouse <input type="checkbox"/> Child		A #
<b>F.</b> Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)
Country of Birth	Relationship <input type="checkbox"/> Spouse <input type="checkbox"/> Child		A #
<b>G.</b> Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)
Country of Birth	Relationship <input type="checkbox"/> Spouse <input type="checkbox"/> Child		A #
<b>H.</b> Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)
Country of Birth	Relationship <input type="checkbox"/> Spouse <input type="checkbox"/> Child		A #
<b>I.</b> Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)
Country of Birth	Relationship <input type="checkbox"/> Spouse <input type="checkbox"/> Child		A #
<b>J.</b> Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)
Country of Birth	Relationship <input type="checkbox"/> Spouse <input type="checkbox"/> Child		A #

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**Part 10. Signature.** *Read the information on penalties in the instructions before completing this part. If you are going to file this petition at a USCIS office in the United States, sign below. If you are going to file it at a U.S. consulate or USCIS office overseas, sign in front of a USCIS or consular official.*

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I certify, or, if outside the United States, I swear or affirm, under penalty of perjury under the laws of the United States of America, that this petition and the evidence submitted with it is all true and correct. If filing this on behalf at an organization, I certify that I am empowered to do so by that organization. I authorize the release of any information from my records, or from the petitioning organization's records, that the U.S. Citizenship and Immigration Services needs to determine eligibility for the benefit being sought.

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Signature

Date

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Signature of USCIS or Consular Official

Print Name

Date

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**NOTE:** If you do not completely fill out this petition or fail to submit required documents listed in the instructions, the person(s) filed for may not be found eligible for a requested benefit and the petition may be denied.

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**Part 11. Signature of person preparing form, if other than above. (Sign below.)**

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I declare that I prepared this application at the request of the above person and it is based on all information of which I have knowledge.

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Signature

Print Your Name

Date

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Firm Name  
and Address

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