Instructions for I-102, Application for Replacement/ Initial Nonimmigrant Arrival - Departure Document

Instructions

Please read these instructions carefully to properly complete this form. If you need more space to complete an answer, use a separate sheet(s) of paper. Write your name and Alien Registration Number (A #), if you have one, at the top of each sheet and indicate the number of the item to which the answer refers.

What is the Purpose of This Form.

Use Form I-102 to request a new or replacement of an incorrect, lost, stolen or damaged Nonimmigrant Arrival - Departure Document.

When Should I Use This Form.

As a nonimmigrant visitor to the United States, you should use Form I-102 to apply to the U.S. Citizenship and Immigration Services (USCIS) for a new or replacement:

- 1. Form I-94, Nonimmigrant Arrival Departure Record;
- Form I-94W, Nonimmigrant Visa Waiver Arrival -Departure Record; or
- 3. Form I-95, Crewman Landing Permit.

How Do I File This Form.

A separate Form I-102 must be filed for each person seeking the immigration benefit. Follow the steps below to complete your application:

- **Step 1** Reason for Filing Form I-102
- Step 2 Fill Out the Form I-102
- Step 3 Submit Your Application

General Instructions.

Step 1. Reason for Filing Form I-102.

The following is a brief description of eligibility categories. Check the box in **Part 2** of Form I-102 that matches your reason for filing.

After determining which category best applies, you must submit evidence that proves eligibility. Each category has specific evidence requirements. See **Step 3**, **Submit Your Form I-102**, for information on what evidence is required.

You should use Form I-102 to:

1. Replace your lost, stolen or mutilated Form I-94, I-94W or I-95;

- 2. Receive an initial Form I-94 if you were not issued one when you entered as a nonimmigrant, and you are filing this form with an application for extension of stay or change of status;
- **3.** Receive a corrected Form I-94, I-94W or Form I-95 if you were issued one with incorrect information when you entered as a nonimmigrant or refugee; or to
- **4.** Receive an initial Form I-94 if you were not issued one when you were originally admitted into the United States due to your military membership as described below:
 - **A.** A nonimmigrant member of the U.S. armed forces; or
 - **B.** A nonimmigrant member of the North Atlantic Treaty Organization (NATO) armed forces or civilian component; or
 - **C.** A nonimmigrant member of the Partnership for Peace military program under the Status of Forces Agreement (SOFA).

ADVISORY: Do not use this form to request an action on a Form I-94 issued by the U.S. Customs and Border Protection (CBP). If you are seeking a new Form I-94 based on a Form I-94 issued at a port-of-entry or otherwise by CBP, you should contact the nearest CBP office or port-of-entry and inquire about their procedures, or visit the CBP's website at **www.cbp.gov**.

Step 2. Fill Out the Form I-102

- 1. Type or print legibly in black ink.
- **2.** If extra space is needed to complete any item, attach a continuation sheet, indicate the item number, and date and sign each sheet.
- **3.** Answer all questions fully and accurately. State that an item is not applicable with "N/A." If the answer is none, write "none."

This form is divided into **Parts 1** through **5**. The following information should help you fill out the form.

Part 1. Information about you.

- **1. Family Name** (Last name) Give your legal name. If you have two last names, include both and use a hyphen (-) between the names, if appropriate.
- **2. Address** Give your physical street address. This must include a street number and name or a rural route number. Do not put a post office box (P.O. Box) number here.

- 3. A # This is your immigration file number. If you do not have an Alien Registration Number or do not know it, leave this blank.
- **4. U.S. Social Security** # If you do not have a U.S. Social Security number, leave this blank.
 - **A. Date of Last Admission** Give the day of your last actual entry into the United States.
 - **B.** Current Nonimmigrant Status Give your current status. If you were granted a change of status, provide the status noting the change.
 - **C. Expires on** Give the day your authorized stay in the United States ends.
 - **D.** Numbers on Forms **I-94, I-94W or I-95 Arrival- Departure Document** Give the number that is at the top of the document you originally received at the time of entry. If you did not receive a Form I-94 at entry, write N/A.

Part 2. Reason for application.

Place a check in the box that corresponds with your reason for filing.

Part 3. Processing information.

Numbers 1 - 3 - Give all information requested.

Part 4. Signature.

- 1. As the applicant, you must sign and date the application. If you do not sign the form, it will be returned as incomplete.
- **2. Daytime Telephone Number** Give a phone number with the area code where you can be reached during the day.

Part 5. Signature of person preparing form, if other than applicant.

If you, the applicant, did not fill out the Form I-102, the preparer must also sign, date and give his or her address, daytime phone number and fax number.

Step 3. Submit Your Application.

Your application must include the following items.

- 1. Your signed and completed Form I-102. Every application must be properly signed and filed with the correct fee. If you are under 14 years of age, your parent or guardian may sign the application.
- 2. General Requirements.
 - **A. Initial Evidence.** You must file your application with the required initial evidence. Attach copies, showing the front and back of the documents you need to support your application. **Do not send original documents unless instructed to do so.**

- B. Lost or Stolen Form. If you are applying to replace a lost or stolen Form I-94, I-94W or I-95, submit a copy of the original or submit a copy of the biographic page from your passport and a copy of the page indicating admission as claimed, or other evidence of your admission. If you are unable to provide this evidence, submit a full explanation stating why you cannot give any of the above evidence, along with a copy of evidence of your identity and copies of any evidence in your possession to substantiate your claim. If your card was stolen, submit a copy of the police report relating to the theft.
- **C. Mutilated Form.** If you are applying to replace a mutilated Form I-94, I-94W or I-95, attach the original, damaged form.
- **D. First Form I-94.** If you were not issued a Form I-94 at admission and have not since been issued a Form I-94, but now require a Form I-94 for another application you are filing, submit a copy of any evidence in your possession to substantiate your claimed admission.
- **E.** Nonimmigrant Military Member. If you are filing as a nonimmigrant military member in the U.S. armed forces, NATO or the Partnership for Peace program and you are requesting an initial Form I-94, contact your foreign commander or his or her designee in the United States for filing information.
- F. Correct Inaccurate Information. If you want USCIS to correct inaccurate information on your Form I-94, I-94W or I-95, attach the Form I-94, I-94W or I-95 to your application. If you check box "f" on Part 2, Application Type, attach a statement dated and signed by you, citing specifically what information on your Form I-94, I-94W or I-95 requires correction. You must also attach evidence verifying the validity of the information submitted for correction purposes.

Translations. Any document containing foreign language submitted to the Service shall be accompanied by a full English language translation which the translator has certified as complete and accurate, and by the translator's certification that he or she is competent to translate from the foreign language into English.

Copies. Unless specifically required that an original document be filed with an application or petition, an ordinary legible photocopy may be submitted. Original documents submitted when not required will remain a part of the record, even if the submission was not required.

Where to File.

NOTE: The following instructions relate only to a Form I-102 issued by USCIS. To request an action on a Form I-94 issued by the U.S. Customs and Border Protection (CBP), refer to the **Advisory** under **Step 1**, **Reason for Filing Form I-102** on **Page 1** of these instructions.

Correction Request. To request USCIS to correct inaccurate information on your Forms I-94, I-94W or I-95, submit your application to the local USCIS office having jurisdiction over the area where you are temporarily located.

Contact the local USCIS office for specific information on how to file the application.

Replace Form I-95. If you are filing to replace a Form I-95, file this application at the local USCIS office having jurisdiction over where you are temporarily located.

Not Issued I-94/Extension - Status Change. If you were not issued a Form I-94 at admission or are filing this application with an application for extension of stay or change of status, file this application where you are filing the accompanying extension of stay or change of status application.

Nonimmigrant Military Member. If you are a nonimmigrant member of the U.S. armed forces, file this application at the local USCIS office having jurisdiction over the area where you are temporarily located.

NATO and SOFA Military Members. If you are in a NATO or Partnership for Peace military program under SOFA, and are seeking an initial Form I-94, submit this application through your foreign commander or his or her designee to NATO/Headquarters, Supreme Allied Commander Transformation (NATO/HQ SACT) at:

NATO/HQ SACT 7857 Blandy Road, Suite 100 ATTN: Legal Affairs Norfolk, VA 23551-2490

NATO/HQ SACT will review and forward the application to the USCIS Nebraska Service Center.

In All Other Instances. File your application as follows:

If you are currently in Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Jersey, New Hampshire, New York, Pennsylvania, Puerto Rico, Rhode Island, Vermont, Virginia, West Virginia or the U.S. Virgin Islands, mail the application to:

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

If you are currently in Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, New Mexico, North Carolina, Oklahoma, South Carolina, Tennessee or Texas, mail the application to:

USCIS - Texas Service Center P.O. Box 851182 Mesquite, TX 75185-1182 If you are currently Arizona, California, Guam, Hawaii or Nevada, mail the application to:

USCIS - California Service Center P.O. Box 10102 Laguna Niguel, CA 92607-0040

If you are currently anywhere else in the United States, mail the application to:

USCIS - Nebraska Service Center P.O. Box 87102 Lincoln, NE 68501-7102

What is the Filing Fee.

- **1.** The filing fee for Form I-102 is \$320.00.
 - A. The fee must be submitted in the exact amount. It cannot be refunded. **Do not mail cash.**
 - **B.** You do **not** need to pay the fee to request USCIS to correct your Forms I-94, I-94W or Form I-95 if the error(s) on your document was made by USCIS, through no fault of you own. If, however, the error(s) was made because of information you provided or failed to provide to USCIS or the U.S. Department of State, you must pay the fee.
 - C. You do not need to pay the fee if you are a nonimmigrant military member in the U.S. armed forces or you are participating in a NATO or Partnership for Peace military program under the SOFA and you are requesting an initial or replacement Form I-94.
 - **D.** Use the following guidelines when you prepare your check or money order:
 - 1. The check or money order must be drawn on a bank or other financial institution located in the United States and must be payable in U.S. currency; and
 - 2. Make the check or money order payable to U.S. **Department of Homeland Security**, unless:
 - **a.** If you live in Guam and are filing your petition there, make it payable to **Treasurer**, **Guam**.
 - **b.** If you live in the U.S. Virgin Islands and are filing your petition there, make it payable to **Commissioner of Finance of the Virgin Islands**.
 - c. If you live outside the United States, Guam, or the U.S. Virgin Islands, contact the nearest U.S. consulate or embassy for instructions on the method of payment.

NOTE: Please spell out U.S. Department of Homeland Security; do not use the initials "USDHS" or "DHS."

Notice to Those Making Payment by Check. If you send us a check, it will be converted into an electronic funds transfer (EFT). This means we will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will usually take 24 hours, and will be shown on your regular account statement.

You will not receive your original check back. We will destroy your original check, but we will keep a copy of it. If the EFT cannot be processed for technical reasons, you authorize us to process the copy in place of your original check. If the EFT cannot be completed because of insufficient funds, we may try to make the transfer up to two times.

2. How to Check If the Fees Are Correct.

The form and biometric fees on this form are 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 fees are correct by following one of the steps below:

- **A.** Visit our website at **www.uscis.gov**, select "Immigration Forms" and check the appropriate fee;
- **B.** Review the Fee Schedule included in your form package, if you called us to request the form; or
- **C.** Telephone our National Customer Service Center at **1-800-375-5283** and ask for the fee information.

Address Changes.

If you change your address and you have an application or petition pending with USCIS, you may change your address on-line at **www.uscis.gov**, click on "Change your address with USCIS" and follow the prompts or by completing and mailing Form AR-11, Alien's Change of Address Card, to:

U.S. Citizenship and Immigration Services Change of Address P.O. Box 7134 London, KY 40742-7134

For commercial overnight or fast freight services only, mail to:

U.S. Citizenship and Immigration Services Change of Address 1084-I South Laurel Road London, KY 40744

Processing Information.

Our goal at USCIS is to process all applications fairly. The processing time will vary, depending on the specific circumstances of each case. We may deny an application if you do not give us the requested information or do not go to a scheduled interview. Every application must be properly signed with the correct fee. If you are under 14 years of age, your parent or guardian may sign the application.

Acceptance. Any application that is not signed or is not accompanied by the proper fee, if required, will be rejected with a notice that the application is deficient. You may correct the deficiency and resubmit the application. However, an application is not considered properly filed until it is accepted by USCIS.

Initial Processing. Once the application 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 the required initial evidence, you will not establish a basis for eligibility and we may deny your application.

Decision. You will be notified in writing of the decision on your application. If the application is approved, a new Form I-94 or Form I-95 will be issued to you.

USCIS Forms and Information.

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

As an altenative 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. 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.

Penalties.

If you knowingly and willfully falsify or conceal a material fact or submit a false document with this Form I-102, we will deny the Form I-102 and may deny any other immigration benefit.

In addition, you will face severe penalties provided by law and may be subject to criminal prosecution.

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 for which you are filing. Our legal right to ask for this information can be found in the Immigration and Nationality Act, as amended. 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 Form I-102.

Paperwork Reduction Act.

An agency may not conduct or sponsor an information collection and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. The public reporting burden for this collection of information is estimated at 25 minutes per response, including the time for reviewing instructions, completing and submitting the form. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to: U.S. Citizenship and Immigration Services, Regulatory Management Division, 111 Massachusetts Avenue, N.W., 3rd Floor, Suite 3008, Washington, DC 20529. OMB No. 1615-0079. **Do not mail your application to this address.**