

Application for Provisional Unlawful Presence Waiver

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

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-		oplicant.				
	TART HERE - Type or print t 1. Information About Y			You	ur U.S. Mai	iling Address
	de the following information abo			7.a.	In Care Of N	0
1.	Alien Registration Number (A-	•				
	► A-			7.b.	Street Numb and Name	ber
2.	U.S. Social Security Number (i	f any)		7.c.	Apt.	Ste. Flr.
3.	USCIS Online Account Numbe	er (if any)		7.d.	City or Tow	n
				7.e.	State	7.f. ZIP Code
You	r Full Name			8.	Is your curre address?	ent physical address the same as your mailing Yes No
4. a.	Family Name (Last Name)					ered "No" to Item Number 8. , provide your
4.b.	Given Name (First Name)					lress in Item Numbers 9.a 9.e.
4.c.	Middle Name			You	r U.S. Phy	sical Address
04				9.a.	Street Numb and Name	ber
	er Names Used (if any)			9.b.	Apt.] Ste.] Flr.
	Family Name (Last Name)			9.c.	City or Tow	n
5.b.	Given Name (First Name)				State	9.e. ZIP Code
5.c.	Middle Name					
				Oth	er Informa	ution
	Family Name (Last Name)			10.	Gender	Male Female
6.b.	Given Name (First Name)			11.	Date of Birt	h (mm/dd/yyyy)
6.c.	Middle Name					L

Par	t 1. Information About You (continued)	23.a.	• Place or Port-of-Entry (Actual or approximate city or town)
12.	City or Town of Birth		
12,		23.b.	. State
13.	Country of Birth	24.a.	. From (On or about mm/dd/yyyy)
14.	Country of Citizenship or Nationality	24.b. 25.	•. To (On or about mm/dd/yyyy) Immigration Status (At the time of entry)
15.a.	Mother's Family Name (Last Name)	26.	Are there other previous entries? Yes No
15.b.	Mother's Given Name (First Name)	3	If you answered "Yes" to Item Number 26. , include the place of entry, dates, and your immigration status at the time of entry for any other prior entries in the space
16.a.	Father's Family Name (Last Name)		provided in Part 9. Additional Information .
16.b.	Father's Given Name (First Name)	<i>Үои</i> 27.	ur Immigration or Criminal History Are you currently in removal, exclusion, or deportation
You	r Last Entry Into the United States	27.	proceedings in which there is no final order issued by the immigration judge, the Board of Immigration Appeals, a DHS officer, or a Federal court yet? (This includes
17.	Date of Entry (On or about mm/dd/yyyy)		proceedings under INA section 239, an exclusion or deportation proceeding initiated before April 1,1997, a Visa Waiver Program removal proceeding under INA
18.a.	Place or Port-of-Entry (Actual or approximate city or town)		section 217, expedited removal under INA 235, and a request for a judicial removal order under INA section 238(c))?
18.b.	State		If you answered "No" to Item Number 27., go to Item
19.	Immigration Status (At the time of entry)	[Number 29.a. If you answered "Yes" to Item Number 27., select the statement below (either Item Number 28.a. or 28.b.) that most accurately describes your current situation.
You	r Previous Entries Into the United States	28.a.	
	were previously in the United States as follows: Place or Port-of-Entry (Actual or approximate city or town)		proceedings that are administratively closed and, at the time of filing my Form I-601A, have not been placed back on EOIR's calendar to continue my removal, exclusion, or deportation proceedings.
21.a.	State State From (On or about mm/dd/yyyy) To (On or about mm/dd/yyyy) Immigration Status (At the time of entry)		NOTE: You may be eligible for a provisional unlawful presence waiver. Provide a copy of the administrative closure order. Also, if U.S. Citizenship and Immigration Services (USCIS) approves your provisional unlawful presence waiver, you should seek termination or dismissal of your removal, exclusion, or deportation proceedings before you depart the United States for your immigrant visa interview.

Part 1. Information About You (continued)

28.b. I am currently in removal, exclusion, or deportation proceedings that are not administratively closed, or in removal, exclusion, or deportation proceedings that were administratively closed, but EOIR has placed my proceedings back on its calendar in order to continue them.

NOTE: You are ineligible for a provisional unlawful presence waiver unless your proceedings are administratively closed at the time you file your Form I-601A, and the proceedings have not been put back on EOIR's calendar to continue your removal, exclusion, or deportation after having been previously administratively closed.

29.a. Are you currently subject to a final order of removal, exclusion or deportation? (This includes an order entered in proceedings under INA section 239, an exclusion or deportation order entered in proceedings initiated before April 1, 1997, a Visa Waiver Program removal order under INA section 217, an expedited removal order under INA section 235, and a judicial order under INA section 238(c))?

NOTE: If you answered "Yes" to **Item Number 29.a.**, you are ineligible for a provisional unlawful presence waiver unless you applied for, and USCIS has already approved, an application for permission to reapply for admission under INA section 212(a)(9)(A)(iii) and 8 CFR 212.2 on Form I-212, Application for Permission to Reapply for Admission into the United States after Deportation or Removal. If you have already applied for and if USCIS has already granted you permission to reapply for admission, provide the relevant information in **Item Number 29.b.** If you answered "No" to **Item Number 29.a.**, go to **Item Number 31.**

29.b. USCIS Receipt Number for Your Approved Form I-212:

NOTE: You may also provide a copy of the approval notice that USCIS sent to you when it approved your Form I-212.

31. Are you currently subject to a grant of voluntary departure that has not expired and that was granted to you by the immigration judge or the Board of Immigration Appeals during removal, exclusion, or deportation proceedings?

NOTE: If you answered "Yes" to **Item Number 31.**, you are ineligible for a provisional unlawful presence waiver.

If you were granted voluntary departure in the past, but then you withdrew your voluntary departure request or otherwise terminated voluntary departure you should not select "Yes" to **Item Number 31.** In this case you may be in removal proceedings or you may be the subject of a final order of removal, deportation, or exclusion. You should select the statements that apply to you in **Item Numbers 27. - 28.b.** or **Item Number 29.a.** If you filed a motion to withdraw your voluntary departure request, please submit a copy with your Form I-601A.

Answer Item Numbers 32. - 38. If you answer "Yes" to any question in Item Numbers 32. - 38., your application for a provisional unlawful presence waiver may be denied as a matter of discretion. For each "Yes" response for Item Numbers 32. - 38., provide the location and date of the event and a brief description in Part 9. Additional Information. For Item Number 32., if you were arrested but not charged with any crime or offense, provide a statement or other documentation from the arresting authority, prosecutor's office, or court to show that you were not charged with any crime or offense. If you answer "Yes" to Item Number 35., you must provide all related court dispositions.

- **32.** Have you **EVER** knowingly and willfully given false or misleading information to a U.S. Government official while applying for an immigration benefit or to gain entry or admission into the United States? Yes No
- **33.** Have you **EVER** been engaged in alien smuggling?
- 34. Have you EVER been arrested, cited, or detained by a law enforcement officer (including immigration and military officers) in the United States, your home country, and/or any other country for any reason other than traffic violations?
- **35.** Have you **EVER** been charged, indicted, convicted, imprisoned, or jailed in the United States, your home country, and/or any other country for any crime or offense?
- 36. Have you EVER trafficked in or are you NOW trafficking in any controlled substance? ☐ Yes ☐ No

Yes No

			42.			
Par	Part 1. Information About You (continued)			Have you EVER assisted or participated in selling or providing weapons to any person who to your knowledge		
37.	Are you NOW or have you EVER habetted, conspired, or colluded with trafficking of any controlled substant	others in the unlawful		used them against another person, or in transporting weapons to any person who to your knowledge used them against another person?		
38.	Are you NOW or have you EVER b prostitution?		43. 44.	Have you EVER received any type of military, paramilitary, or weapons training? Yes No Have you EVER recruited, enlisted, conscripted, or used		
ques	ver Item Numbers <u>39.a.</u> - 45. If you ion in Item Numbers <u>39.a.</u> - 45. , yo sional unlawful presence waiver ma	our application for a		any person under 15 years of age to serve in or help an armed force or group?		
matte Num	er of discretion. For each "Yes" resp bers 39.a 45., provide a complete 9. Additional Information.	oonse for Item	45.	Have you EVER used any person under 15 years of age to take part in hostilities, or to help or provide services to people in combat?		
	you EVER ordered, incited, called for,					
1	d with, or otherwise participated in any		Par	rt 2. Biographic Information		
39. a.	Acts involving torture or genocide?	Yes No	1.	Ethnicity (Select only one box)		
39. b.	Killing any person?	Yes No		Hispanic or Latino		
39.c.	Intentionally and severely injuring a	ny person?		Not Hispanic or Latino		
		Yes No	2.	Race (Select all applicable boxes)		
39.d	Engaging in any kind of sexual cont any person who was being forced or			White Asian		
39.e .	Limiting or denying any person's ab religious beliefs?	ility to exercise		 Black or African American American Indian or Alaska Native Native Hawaiian or Other Pacific Islander 		
Have	you EVER:		3.	Height Feet Inches		
40.a.	Served in, been a member of, assiste in any military unit, paramilitary un					
	defense unit, vigilante unit, rebel gro		4.	Weight Pounds		
	militia, or insurgent organization?	Yes No	5.	Eye Color (Select only one box)		
40.b.	Served in any prison, jail, prison car labor camp, or any other situation the persons?			Black Blue Brown Gray Green Hazel Maroon Pink Unknown/Other		
41.	Have you EVER been a member of participated in any group, unit, or or kind in which you or other persons to weapon against any person or threat	ganization of any used any type of	6.	Hair Color (Select only one box) Bald (No hair) Black Blond Brown Gray Red Sandy White Unknown/ Other		

Part 3. Information About Your Immigrant Visa Case

Provide the basis on which you are immigrating to the United States using the check boxes below. (Select **only one** box)

- **1.a.** Diversity Visa Program Selectee or Derivative
- **1.b.** Immediate Relative Petition (Form I-130)
- **1.c.** Preference-Based Family Petition (Form I-130), including Derivatives
- **1.d.** Employment-Based Petition (Form I-140), including Derivatives
- **1.e.** Special Immigrant/Widow Petition (Form I-360), including Derivatives

If you selected **Item Number 1.a.** because you are a Diversity Visa (DV) Program selectee or derivative, provide information about your (or your spouse's or parent's) DV case:

2.a. DOS DV Case Number (KCC Case Number)

DV Program Selectee's Full Name (If you are a derivative and your parent or spouse is the DV Program Selectee)

2.b.	Family Name (Last Name)	hont	
2.c.	Given Name (First Name)		
2.d.	Middle Name		

If you selected **Item Numbers 1.b.**, **1.c.**, **1.d.**, or **1.e.** provide the following information about the approved immigrant visa petition (Form I-130, Form I-140, or Form I-360) that was filed on your (or your spouse's or parent's) behalf, or that you used to self-petition on your behalf, that is your basis to immigrate and the related Department of State (DOS) immigrant visa application.

3.a.	USCIS	Recei	pt Nu	mber						
		►								
3.b.	DOS C	onsula	ar Cas	e Nun	nber (I	٩VC	Case	Num	nber)	
	►									
Petit	ioner Na	ame (l	Provid	e the f	full na	me o	f the t	famil	v men	ber or
	ompany							•		

3.c.	Family Name (Last Name)	
3.d.	Given Name (First Name)	
3.e.	Middle Name	
3.f.	Company or O	rganization Name

Part 4. Information About Your Qualifying Relative

Provide the following information about the qualifying relative (the U.S. citizen or Lawful Permanent Resident (LPR) spouse or parent) who would experience extreme hardship if you were refused admission to the United States.

Your Qualifying Relative's Full Name and Relationship to You

1 . a.	Family Name (Last Name)
1.b.	Given Name (First Name)
1.c.	Middle Name
2.a.	U.S. Citizen Spouse
2.b.	U.S. Citizen Parent
2.c.	LPR Spouse

Your Other Qualifying Relative

2.d. LPR Parent

3.	Do you have more than one q	ualifying relative (U.S. citizen
	or LPR spouse or parent)?	Yes No

If you answered "Yes" to **Item Number 3.**, provide the other qualifying relative's name and your relationship to the qualifying relative in **Item Numbers 4.a. - 5.d.** Also provide evidence of the U.S. citizenship or LPR status of the other qualifying relative with your application. See the **What Evidence Must I Submit With Form I-601A** section of the Instructions.

Additional Qualifying Relative's Full Name and Relationship to You

4. a.	Family Name (Last Name)	
4.b.	Given Name (First Name)	
4. c.	Middle Name	
5.a.	U.S. Citizen Spouse	

- 5.b. U.S. Citizen Parent
- **5.c.** LPR Spouse
- **5.d.** LPR Parent

Part 5. Statement From Applicant

In the space provided, explain in detail why you believe USCIS should approve your application for a provisional unlawful presence waiver as a matter of discretion. Provide all of the reasons you believe support your application for this waiver, including information about the extreme hardship your qualifying relatives would experience if you were refused admission to the United States. If you need extra space to complete your statement, use the space provided in **Part 9.** Additional Information.

<u> </u>	1.a. I can read and understand English, and I have read and understand every question and instruction on this application and my answer to every question.
	1.b. The interpreter named in Part 7. read to me every question and instruction on this application and my answer to every question in
NOT	 , a language in which I am fluent, and I understood all of this information as interpreted. 2. At my request, the preparer named in Part 8.,
PRODI	, prepared this application for me based only upon information I provided or authorized.
	 3. Applicant's Daytime Telephone Number 4. Applicant's Mobile Telephone Number (if any)
06/27	5. Applicant's Email Address (if any)
	Applicant's Certification
	Copies of any documents I have submitted are exact photocopies of unaltered, original documents, and I understand that USCIS may require that I submit original documents to USCIS at a later date. Furthermore, I authorize the release of any information from any of my records that USCIS may need to determine my eligibility for the immigration benefit I seek.
	I further authorize release of information contained in this application, in supporting documents, and in my USCIS records

Part 6. Applicant's Statement, Contact

applicable, select the box for Item Number 2.

I-601A while in the United States.

Applicant's Statement

Information, Certification, and Signature

NOTE: Read the **Penalties** section of the Form I-601A

Instructions before completing this part. You must file Form

NOTE: Select the box for either Item Number 1.a. or 1.b. If

Part 6. Applicant's Statement, Contact **Information, Certification, and Signature** (continued)

I understand that USCIS will require me to appear for an appointment to take my biometrics (fingerprints, photograph, and/or signature) and, at that time, I will be required to sign an oath reaffirming that:

- 1) I reviewed and provided or authorized all of the information in my application;
- 2) I understood all of the information contained in, and submitted with, my application; and
- **3**) All of this information was complete, true, and correct at the time of filing.

I certify, under penalty of perjury, that I provided or authorized all of the information in my application, I understand all of the information contained in, and submitted with, my application, and that all of this information is complete, true, and correct.

Applicant's Signature

6.a. Applicant's Signature

6.b. Date of Signature (mm/dd/yyyy)

NOTE TO ALL APPLICANTS: If you do not completely fill out this application or fail to submit required documents listed in the Instructions, USCIS may deny your application.

Part 7. Interpreter's Contact Information, Certification, and Signature

Provide the following information about the interpreter.

Interpreter's Full Name

- **1.a.** Interpreter's Family Name (Last Name)
- **1.b.** Interpreter's Given Name (First Name)
- 2. Interpreter's Business or Organization Name (if any)

Interpreter's Mailing Address

3.a.	Street Number and Name
3.b.	Apt. Ste. Flr.
3.c.	City or Town
3.d.	State 3.e. ZIP Code
3.f.	Province
3.g.	Postal Code
3.h.	Country

Interpreter's Contact Information

- 4. Interpreter's Daytime Telephone Number
- 5. Interpreter's Mobile Telephone Number (if any)
- 6. Interpreter's Email Address (if any)

Interpreter's Certification

I certify, under penalty of perjury, that:

I am fluent in English and

which is the same language specified in **Part 6.**, **Item Number 1.b.**, and I have read to this applicant in the identified language every question and instruction on this application and his or her answer to every question. The applicant informed me that he or she understands every instruction, question, and answer on the application, including the **Applicant's Certification**, and has verified the accuracy of every answer.

Interpreter's Signature

- 7.a. Interpreter's Signature
- **7.b.** Date of Signature (mm/dd/yyyy)

Part 8. Contact Information, Declaration, and Signature of the Person Preparing this Application, if Other Than the Applicant

Provide the following information about the preparer.

Preparer's Full Name

- **1.a.** Preparer's Family Name (Last Name)
- 1.b. Preparer's Given Name (First Name)
- 2. Preparer's Business or Organization Name (if any)

Preparer's Mailing Address

3. a.	Street Number and Name
3.b.	Apt. Ste. Flr.
3.c.	City or Town
3.d.	State 3.e. ZIP Code
3.f.	Province
3.g.	Postal Code
3.h.	Country
Pre	parer's Contact Information

- 4. Preparer's Daytime Telephone Number
- 5. Preparer's Mobile Telephone Number (if any)
- 6. Preparer's Email Address (if any)

Preparer's Statement

- **7.a.** I am not an attorney or accredited representative but have prepared this form on behalf of the authorized individual and with the authorized individual's consent.
- **7.b.** I am an attorney or accredited representative and have prepared this form on behalf of the authorized individual and with the authorized individual's consent.

NOTE: If you are an attorney or accredited representative, you may be obliged to submit a completed Form G-28, Notice of Entry of Appearance as Attorney or Accredited Representative, with this application.

Preparer's Certification

By my signature, I certify, under penalty of perjury, that I prepared this application at the request of the applicant. The applicant then reviewed this completed application and informed me that he or she understands all of the information contained in, and submitted with, his or her application, including the **Applicant's Certification**, and that all of this information is complete, true, and correct. I completed this application based only on information that the applicant provided to me or authorized me to obtain or use.

Preparer's Signature

8.a. Preparer's Signature

8.b. Date of Signature (mm/dd/yyyy)

Part 9. Additional Information	5.a.	Page Number	5.b.	Part Number	5.c.	Item Number
If you need extra space to provide any additional information within this application, use the space below. If you need more space than what is provided, you may make copies of this page to complete and file with this application or attach a separate sheet of paper. Type or print your name and A-Number (if any at the top of each sheet; indicate the Page Number , Part Number , and Item Number to which your answer refers; and sign and date each sheet.						
1.a. Family Name (Last Name)						
1.b. Given Name (First Name)		H				
1.c. Middle Name						
2. A-Number (if any) ► A-						
3.a. Page Number 3.b. Part Number 3.c. Item Number	er 6.a.	Page Number	6.b.	Part Number	6.c.	Item Number
3.d.	6.d.					
PRODU						
06/27		20		6		
4.a. Page Number 4.b. Part Number 4.c. Item Number	er 7.a.	Page Number	7.b.	Part Number	7.c.	Item Number
4.d.						
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