

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement

OMB No. 1653-0041
Exp. 02/28/2026

DESIGNATION OF ATTORNEY IN FACT

(To accept on Obligor's behalf the return of cash deposited to secure an immigration bond and interest accrued upon final action being taken by ICE on the bond)

Bonded Alien A-File No.
Bond No. (From Form I-305 or I-352)

I, _____, of _____, am the obligor on Bond No. _____ . As the obligor and principal on this bond, I designate _____

(Attorney in Fact) of _____ my true and lawful attorney and in my stead to receive a refund of the deposit of cash in the amount of \$ _____ made by me on _____ as security for an immigration bond for the release of _____, and interest that has accrued. I give and grant unto my said attorney full power and authority to do and perform acts necessary to be done, to receive the proceeds of this bond once ICE has taken final action.

I am aware that I remain the obligor on this bond, and as such, I continue to have all obligations under the bond agreement, including the obligation to update my address with U.S. Immigration and Customs Enforcement (ICE) so that I can receive bond notifications which may require my action. ~~Further, I recognize that as the obligor I am responsible for any tax due on the interest accrued on this bond.~~ This designation will not be effective unless it is properly notarized, and until the original form is received by the Bonds Section at Financial Service Center - Burlington, ICE, P.O. Box 5000, Williston, VT 05495, its validity confirmed, and it is entered into an ICE database. If this designation is invalid, the Bonds Section will return it to me with a brief explanation of why it is not acceptable.

The reason why I am making this designation of attorney in fact is because: _____

IN WITNESS WHEREOF, I have hereto set my hand and seal on the _____ day of _____ in the year _____ .

Signature of Obligor (Principal) (Sign in ink)

Name, Address, TIN or SSN for Attorney in Fact:

STATE OF _____
COUNTY _____

On the _____ day of _____ in the year _____ before me personally came _____ (Obligor) to me known and known to me to be the individual described in and who executed the foregoing instrument and acknowledged to me that s/he executed the same for the use and purpose therein contained.

Do Not Write in this Space - Agency Only
DATE _____
EXAMINED AND APPROVED AS TO LEGAL FORM AND EXECUTION, AND ACCEPTED.

Notary Public, State of _____
My commission expires: _____

Notary Seal

PRIVACY NOTICE

Authority and Purpose: The Immigration and Nationality Act, as amended (8 U.S.C. §§ 1103, 1183, 1226, 1229c, and 1363), authorizes the collection of this information to provide for the posting, maintenance, cancellation, and breach of an immigration surety bond, and for associated financial management activities, including collection of unpaid monies, reimbursement of the bond principal, and the calculation, payment, and reporting of interest. The Internal Revenue Code (26 U.S.C. § 6109) authorizes the collection of the Social Security number (SSN).

Disclosure: Furnishing this information is voluntary. For cash bonds, your SSN is necessary to pay interest through the U.S. Department of Treasury and to comply with Internal Revenue Service requirements to report interest payments.

Routine Uses: This information will be used by and disclosed to DHS personnel and contractors or other agents who need the information to support the enforcement of immigration laws and the provision of immigration benefits. DHS may share this information with the U.S. Department of Treasury to report interest paid to an obligor, and to facilitate payments to or collection of monies owed by an obligor. DHS may also share this information with the U.S. Department of Justice or other Federal and State agencies for collection, enforcement, investigatory, or litigation purposes, or as otherwise authorized pursuant to its published Privacy Act system of records notice - 76. F. Reg. 8761-8764 (February 15, 2011) - Privacy Act of 1974: U.S. Immigration and Customs Enforcement, DHS/ICE-004 Bond Management Information System (BMIS) system of Records.

PUBLIC REPORTING BURDEN

U.S. Immigration and Customs Enforcement is collecting this information as a part of its agency mission under the Department of Homeland Security. The estimated average time to review the instructions, search existing data sources, gather and maintain the data needed and completing and reviewing this collection of information is 30 minutes (0.5 hour) per response. An agency may not conduct or sponsor, and a person is not required to respond to, an information collection unless it displays a currently valid OMB Control Number. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to the Department of Homeland Security, U.S. Immigration and Customs Enforcement, P.O. Box 5000, Williston, VT 05495.

Additional Information

ICE maintains privity of contract with Obligor on immigration bonds even if the Obligor designates an Attorney in Fact to receive the proceeds of the bond once ICE has taken action on it. ICE will not contact Attorneys in Fact, and instead will communicate only with Obligors unless Attorneys in Fact have questions about the issuance of U.S. Department of the Treasury checks for bond proceeds remittances. This condition applies even if an Obligor and an Attorney in Fact have a private agreement between themselves that passes any property interest an Obligor has in the bond proceeds to the Attorney in Fact. ICE is not in a position to ascertain whether such agreements are valid under applicable state law, and it therefore will give such agreements no effect in its management of immigration bonds.