

**TABLE OF CHANGES – INSTRUCTIONS**  
**Form I-526E, Immigrant Petition by Regional Center Investor**  
**OMB Number: 1615-0026**  
**06/12/2026**

**Reason for Revision: EB-5 Reform NPRM**

Legend for Proposed Text:

- Black font = Current text
- Red font = Changes

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Current Page Number and Section	Current Text	Proposed Text
Pages 3-7, Specific Instructions	<p>[Page 3]</p> <p><b>Specific Instructions</b></p> <p><b>Part 1. Petition Type.</b></p> <p>Indicate if your submission is an initial petition or if you are amending a previously submitted petition because your regional center, new commercial enterprise, or job-creating entity has been terminated or debarred from participation in the Regional Center Program. To maintain your eligibility if your regional center is terminated or disbarred, your NCE may associate with another designated regional center or you may make a qualifying investment in another NCE. If your NCE or JCE is terminated or disbarred, you may associate with another NCE in good standing and invest additional capital necessary to satisfy any remaining job creation requirements. If you are filing an amendment, complete all parts of this form with information related to the new regional center, NCE, JCE and/or investment, as applicable. In addition, describe the circumstances related to any new associations and/or investments in <b>Part 12. Additional Information.</b></p>	<p><b>Specific Instructions</b></p> <p><b>Part 1. Petition Type.</b></p> <p><b>Item Numbers 1.</b> Indicate if your submission is an initial petition or if you are amending a previously submitted petition because your regional center <b>has been terminated or your</b> new commercial enterprise or job-creating entity has <b>been debarred</b> from participation in the Regional Center Program, <b>or because of a material change affecting eligibility. If you are filing an amendment to a previously filed Form I-526E, provide the prior petition’s receipt number.</b></p> <p><b>Item Numbers 2. – 4.</b> If you are filing an amendment to your previously submitted Form I-526E, indicate the reason for your amendment and provide the requested</p>

	<p>[new]</p> <p><b>Part 2. Information About You</b></p> <p>...</p>	<p><b>information under your selected reason.</b> To maintain your eligibility if your regional center is <b>terminated, your</b> NCE may associate with another designated regional center or you may make a qualifying investment in another NCE. If your NCE or JCE <b>is debarred,</b> you may associate with another NCE in good standing and invest additional capital necessary to satisfy any remaining job creation requirements. <b>USCIS will incorporate into your petition any material changes approved as an amendment to the project application associated with your petition. Under those circumstances, you do not need to file an amendment to your previously filed petition. However, you generally must submit an amendment to your previously filed petition if you need to invest additional capital for any reason to maintain eligibility. USCIS will deny any amendment to modify or change the source of your original capital.</b> If you are filing an amendment, complete all parts of this form with information related to the new regional center, NCE, JCE and/or investment, as applicable. In addition, describe the circumstances related to any new associations and/or investments in <b>Part 12. Additional Information.</b></p> <p><b>Item Number 5.</b> You must select one of these options for the submission of required initial evidence. If you select to submit evidence through a myUSCIS account within 30 days of your Form I-526E filing, you will receive instructions with your receipt notice. We strongly encourage you to submit the evidence as soon as practicable after receiving the instructions. USCIS will deny your petition if the evidence is not submitted within 30 days of your Form I-526E filing.</p> <p><b>Item Number 6.</b> If this is an initial petition, provide the receipt number any Form I-526 or Form I-526E you previously filed. If this is an amendment, leave this response blank.</p> <p><b>Part 2. Information About You</b></p> <p>...</p>
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	<p><b>Item Number 12. – 13. Country of Citizenship or Nationality.</b> Provide the name of the country where you are a citizen and/or national. This is not necessarily the country where you were born. If you do not have citizenship in any country, type or print “stateless” and provide an explanation in <b>Part 12. Additional Information.</b></p> <p><b>Part 4. Information About Your Regional Center and Project Application</b></p> <p><b>Submission of Required Initial Evidence</b></p> <p>You must select one of these options for the submission of required initial evidence. If you select to submit evidence through a myUSCIS account, you will receive instructions with your receipt notice. We strongly encourage you to submit the evidence as soon as practicable after receiving the instructions.</p> <p><b>Item Numbers 1. – 3. Regional Center Association.</b> Provide the receipt number for the approved regional center application and the receipt number for the Form I-956F, Application for Approval of an Investment in a Commercial Enterprise, upon which your petition is based. Also, provide the NCE identification number (NCEID) associated with the NCE into which you have invested or are actively in the process of investing, if available. USCIS assigns an NCEID to an NCE at the time of issuing the receipt notice for a Form I-956F application for an NCE. Petitioners can obtain the NCEID from the regional center. <b>NOTE:</b> If the regional center has not yet received a receipt notice for its Form I-956F, USCIS may reject your application.</p>	<p><b>Item Number 12. – 13. Country(ies) of Citizenship or Nationality.</b> Provide the name of the country where you are a citizen and/or national. This is not necessarily the country where you were born. If you do not have citizenship in any country, type or print “stateless” and provide an explanation in <b>Part 12. Additional Information.</b> <b>If you are a citizen or national of more than one country, list any additional countries of citizenship or nationality in Part 12. Additional Information.</b></p> <p><b>Part 4. Information About Your Regional Center and Project Application</b></p> <p><b>[deleted]</b></p> <p><b>Item Numbers 1. – 2. Regional Center Association.</b> Provide the regional center’s legal name and ID number, which may be obtained from the USCIS website. Enter the ID number exactly as shown on the website with the prefix “RC” or “ID” and with no spaces dashes, or other symbols between the prefix and the number.</p> <p><b>Item Number 3. Associated Project Application.</b> Provide the receipt number for the Form I-956F, Application for Approval of an Investment in a Commercial Enterprise, upon which your petition is based. <b>NOTE:</b> If you do not provide evidence of association with a regional center’s pending or approved project application, USCIS will reject your petition. Enter the prefix of “INF” followed by the number and do not include any spaces, dashes, or other symbols between the prefix and the number.</p> <p><b>Item Number 4. – 5. NCE Name and ID Number.</b> Provide the legal name and NCE</p>
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	<p><b>Item Number 4.</b> Indicate the areas where you have invested or are in the process of investing. If your investment meets more than one of these categories, select all that apply.</p> <p><b>Rural Area.</b> A rural area is an area outside a metropolitan statistical area (MSA) (as designated by the Director of the Office of Management and Budget) and outside the outer boundary of a city or town with a population of 20,000 or more (based on the most recent decennial census of the United States).</p> <p><b>High Unemployment Area.</b> A high unemployment area is an area comprised of the census tract or contiguous census tracts where the NCE is principally doing business and may include any directly adjacent census tracts if the weighted unemployment average of the area identified is at least 150% of national average rate.</p> <p><b>Infrastructure Project.</b> An infrastructure project is a capital investment project in a filed or approved business plan, which is administered by a governmental entity (such as a Federal, State, or local agency or authority) that is the job-creating entity contracting with a regional center or new commercial enterprise to receive capital investment under the Regional Center Program as financing for maintaining, improving, or constructing a public works project.</p> <p><b>High Employment Area.</b> A high employment area is an area experiencing unemployment significantly below the national average unemployment rate. The</p>	<p>identification number (NCEID) associated with the NCE into which you have invested or are actively in the process of investing, if available. USCIS assigns an NCEID to an NCE at the time of issuing the receipt notice for a Form I-956F application for an NCE. <b>You can obtain the NCEID from the regional center. Enter the NCE ID with the prefix “NCE” followed by the number with no spaces, dashes, or other symbols between the prefix and the number. Do not include “ID” in the prefix.</b></p> <p><b>Item Number 6.</b> <b>Indicate where</b> you have invested or are in the process of investing. If your investment meets more than one of these categories, select all that apply.</p> <p><b>Rural Area.</b> A rural area is an area outside a metropolitan statistical area (MSA) (as designated by the Director of the Office of Management and Budget) and outside the outer boundary of a city or town with a population of 20,000 or more (based on the most recent decennial census of the United States).</p> <p><b>High Unemployment Area.</b> A high unemployment area is an area comprised of the census tract or contiguous census tracts where the NCE is principally doing business and may include any directly adjacent census tracts if the weighted unemployment average of the area identified is at least 150% of national average rate.</p> <p><b>Infrastructure Project.</b> An infrastructure project is a capital investment project in a filed or approved <b>project application (Form I-956F)</b>, which is administered by a governmental entity (such as a Federal, State, or local agency or authority) that is the job-creating entity contracting with a regional center or new commercial enterprise to receive capital investment under the Regional Center Program as financing for maintaining, improving, or constructing a public works project.</p> <p><b>High Employment Area.</b> A high employment area is <b>a census tract, or contiguous census tracts, in a metropolitan statistical area (MSA) where the national</b></p>
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	<p>investment amount required in a high employment area is the same as the standard investment amount.</p> <p><b>Part 5. Information About Your Investment</b></p> <p>...</p> <p><b>Item Number 9. Disclosure of Fees.</b> Confirm that your regional center provided you a disclosure of all fees, ongoing interest, and other compensation paid to any promoter by virtue of your investment.</p> <p>[new]</p> <p><b>Your Sources of Investment Capital</b></p> <p><b>Item Number 11. Sources of the Capital You Have Invested.</b> Identify the sources of the capital you have invested or are actively in the process of investing into the NCE, as well as any funds used to pay administrative costs and fees associated with your investment identified in <b>Item Number 8</b>. Select all that apply. Provide details in the space provided. If you need additional space, use the space provided in <b>Part 12. Additional Information</b>.</p> <p>[new]</p>	<p>average unemployment rate is at least 150 percent of the unemployment being experienced in the area identified. As provided under 8 CFR 204.407(b), the investment amount required in a high employment area is adjusted upward and greater than the standard investment amount.</p> <p><b>Part 5. Information About Your Investment</b></p> <p>...</p> <p><b>Item Number 9. Disclosure of Fees.</b> Confirm that your regional center provided you a disclosure of all fees, ongoing interest, and other compensation paid to any promoter by virtue of your investment.</p> <p><b>Item Number 10. Your Net Worth.</b> Indicate your current net worth in U.S. dollars (\$).</p> <p>[deleted]</p> <p><b>Item Number 11. Sources of the Capital You Have Invested.</b> Identify the sources of the capital you have invested or are actively in the process of investing into the NCE, as well as any funds used to pay administrative costs and fees associated with your investment identified in <b>Item Number 8</b>. Select all that apply. Provide details in the space provided. If you need additional space, use the space provided in <b>Part 12. Additional Information</b>.</p> <p><b>Item Number 12. Types of Evidence.</b> Identify the types of evidence you submitted to demonstrate the lawfulness of your investment capital and funds used to pay administrative costs and fees associated with your investment by selecting all that apply from the provided list. Include all evidence demonstrating the lawfulness of the capital over the period in which such capital was derived through the time in which such capital was invested into the new commercial enterprise. For example, if your capital was derived from accumulated income for the two-year period prior to its investment into the new commercial enterprise and you are submitting personal tax returns, you should</p>
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	<p><b>Item Number 13.</b> If the capital used for your investment was a gift or loan, identify the donor or lender and describe the documentation provided with the petition to demonstrate the lawful source of funds. Any gifted or loaned funds invested in the NCE must have been gifted or loaned in good faith to the investor and were not gifted or loaned to circumvent limitations on permissible sources of capital, including proceeds from illegal activity.</p> <p>[new]</p>	<p>submit tax returns for that two-year period. Or if your capital was derived from distributions from a separate business you own based on income accumulated at that business over a seven-year period, you should submit tax returns for the business for that seven-year period.</p> <p><b>Item Number 13. Gifts or Loans.</b> If the funds used to make your investment or pay any administrative costs or fees were gifted or loaned to you, identify the donor or lender and include the documentation with this petition to demonstrate that such funds were obtained through lawful means. Any gifted or loaned funds invested in the NCE must have been gifted or loaned in good faith to the investor and were not gifted or loaned to circumvent limitations on permissible sources of capital, including proceeds from illegal activity.</p> <p><b>Item Number 14. Trace the Complete Path of Funds.</b> Complete the table with account information for every account included in the complete path of your investment capital and administrative fees from your account to the NCE’s account or escrow account. The complete path of funds begins on the first row with the initial source account or accounts from which you initially received the invested capital and administrative fees, then include any intermediate accounts used to transfer the funds to the NCE or NCE escrow account sequentially, and ends in the final row with the NCE or NCE escrow account. Dates should be the dates the funds were transferred into each intermediate account and the NCE or NCE escrow account (no date is needed for the initial source account or accounts). Amounts should be stated in the currency held in the accounts (such as CNY/RMB/¥, INR/₹, VND/₫, EUR/€ or USD/\$).</p> <p><b>Item Number 15. Currency Exchanges or Swaps.</b> Complete the table with account information for any account used for a currency exchange or currency swap involving your investment capital or administrative fees. Amounts should be stated in the currency held in the accounts (such as CNY/RMB/¥, INR/₹, VND/₫, EUR/€ or USD/\$).</p>
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	<p><b>Item Number 14.</b> Provide the identity of any third-party you used to transfer capital into the United States on your behalf. This may include any money-service business or third-party exchanger, such as a hawala. For businesses, you should include the name and address of the entity, a copy of the business license or registration information, and any other information that confirms the identity of the business. For individuals, you should include the person’s full name, date of birth, country of birth, country of citizenship, and a copy of the person’s state-issued identification document, passport, birth certificate, or other documents to confirm the identity of the person.</p> <p><b>Part 6. Visa Processing and Immigration Proceedings.</b></p> <p>...</p>	<p><b>Item Number 16. Breaks in the Path of Funds.</b> Identify any breaks in the path of funds of your investment capital and administrative fees from your account or accounts to the NCE or NCE escrow account. A break in the path of funds means that some or all of the funds were transferred to an account not listed in the stated path of funds or otherwise removed from an account in a manner not accounted for in the stated path of funds. If there are any breaks in the path of funds, identify the bank accounts immediately prior to and immediately following each break in the path of funds.</p> <p><b>Item Number 17.</b> Provide the identity of any third-party you used to transfer capital into the United States on your behalf, including any licensing information for that third-party, the bank account used to transfer the capital to the NCE or its escrow account, and the relationship you have to that third-party, if any. This may include any money-service business or third-party exchanger, such as a hawala. For businesses, you should include the name and address of the entity, a copy of the business license or registration information, and any other information that confirms the identity of the business. For individuals, you should include the person’s full name, date of birth, country of birth, country of citizenship, and a copy of the person’s state-issued identification document, passport, birth certificate, or other documents to confirm the identity of the person.</p> <p><b>Part 6. Visa Processing and Immigration Proceedings.</b></p> <p>...</p>
<p><b>Pages 7-8, What Evidence Must You Submit?</b></p>	<p>[Page 7]</p> <p><b>What Evidence Must You Submit?</b></p> <p>You must submit all evidence requested in these instructions with your petition or through your myUSCIS account shortly after submitting your petition. If you select to submit evidence through a myUSCIS</p>	<p><b>What Evidence Must You Submit?</b></p> <p>You must submit all evidence requested in these instructions with your petition or through your myUSCIS account shortly after submitting your petition. If you select to submit evidence through a myUSCIS</p>

account, you will receive instructions with your receipt notice. If you fail to submit required evidence, USCIS may reject or deny your petition for failure to submit requested evidence or supporting documents in accordance with 8 CFR 103.2(b)(1) and these Instructions.

### Evidence to Accompany Petition

The following evidence must, when applicable, be filed with your petition or through your myUSCIS account shortly after submitting your petition:

**1. Investment in a USCIS-designated Regional Center.** You should submit a copy of the receipt notice from the regional center's Application for Approval of an Investment in a Commercial Enterprise (Form I-956F). The regional center must have submitted Form I-956F before you can file this form.

**2. Investment.** Evidence that you have invested or are actively in the process of investing the required amount of capital.

### [Page 8]

Such evidence may include, but need not be limited to, copies of bank statements showing amounts deposited into the U.S. business accounts for the NCE, evidence of assets that have been purchased for use in the NCE, evidence of property transferred from abroad for use in the NCE, evidence of monies transferred or committed to be transferred to the NCE in exchange for shares of stock that cannot be redeemed at the holder's request, or any loan or mortgage agreement, promissory note, security agreement, or other evidence of borrowing that is secured by assets owned by the petitioner (other than those of the NCE) and for which the petitioner is personally and primarily liable.

[new]

account **within 30 days of your Form I-526E filing**, you will receive instructions with your receipt notice. If you fail to submit required evidence, USCIS may reject or deny your petition for failure to submit requested evidence or supporting documents in accordance with 8 CFR 103.2(b)(1) and these Instructions.

### Evidence to Accompany Petition

The following evidence must, when applicable, be filed with your petition or through your myUSCIS account **within 30 days** after submitting your petition:

**1. Investment in a USCIS-designated Regional Center.** You should submit a copy of the receipt notice from the regional center's Application for Approval of an Investment in a Commercial Enterprise (Form I-956F). The regional center must have submitted Form I-956F before you can file this form.

**2. Investment.** Evidence that you have invested or are actively in the process of investing the required amount of **capital**.

[deleted]

Such evidence must include:

1. Evidence that the investment remains invested in the NCE on the

		<p>date the EB-5 immigrant visa petition is filed;</p> <ol style="list-style-type: none"> <li>2. For all investments into an NCE other than a sole proprietorship: <ol style="list-style-type: none"> <li>a. Executed investment, organizational, and other offering agreements including executed subscription agreements and operating or partnership agreements; and</li> <li>b. As applicable, equity certificates, equity ledgers, capitalization tables, or other records of the NCE showing the investor invested in the NCE;</li> </ol> </li> <li>3. When investing cash: <ol style="list-style-type: none"> <li>a. Copies of bank statements showing amounts transferred from or on behalf of the investor and deposited into the U.S. business accounts for the NCE;</li> <li>b. Evidence from the escrow agent showing the deposit of the investor's capital; and</li> <li>c. Evidence from the NCE showing receipt of the investor's capital.</li> </ol> </li> <li>4. When investing other forms of capital: <ol style="list-style-type: none"> <li>a. Evidence of assets that have been purchased for use in the NCE, including invoices, sales receipts, and purchase contracts containing sufficient information to identify such assets, their purchase costs, dates of purchase, and purchasing entity;</li> <li>b. Evidence of property transferred from abroad for use in the NCE, including U.S. Customs and Border Protection commercial entry documents and transit insurance policies containing ownership information and sufficient</li> </ol> </li> </ol>
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	<p><b>3. Lawful Capital.</b> Evidence that the capital you invested or are actively in the process of investing, as well as any funds used to pay administrative costs and fees, were obtained through lawful means. <b>You must include the following documents, as applicable, with your petition:</b> foreign business registration records, tax returns of any kind filed by you or on your behalf within the last seven years in or outside the United States, evidence of other sources of capital, or certified copies of any judgments, or evidence of all pending governmental administrative, civil or criminal actions, any private civil actions (pending or otherwise) involving monetary judgments against the petitioner from any court in or outside the United States within the past 15 years, and the identity of any person who transferred capital used for your investment into the United States on your behalf. If your investment funds were gifted or borrowed, submit evidence from the donor or, if other than a bank, the</p>	<p>information to identify the property; and</p> <ul style="list-style-type: none"> <li>c. Evidence to indicate the fair market value of any capital other than cash, the methodology used to determine the fair market value of that capital, and the date of such determination.</li> </ul> <p>5. When investing using a promissory note as capital or as evidence of commitment to invest, evidence that the investors is required to complete payments on the promissory note prior to the end of their conditional permanent resident period and that:</p> <ul style="list-style-type: none"> <li>a. Assets securing the note are owned by the investor;</li> <li>b. The security interests are perfected;</li> <li>c. The assets are amenable to seizure; and</li> <li>d. The assets have an adequate fair market value.</li> </ul> <p>6. Evidence that the NCE has undertaken meaningful concrete business activity.</p> <p><b>[Page 8]</b></p> <p><b>3. Lawful Capital.</b> Evidence that the capital you invested or are actively in the process of investing, as well as any funds used to pay administrative costs and fees, were obtained through lawful means. <b>You must include the following documents, as applicable, with your petition:</b></p>
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lender demonstrating that such funds were obtained through lawful means and that the funds were gifted or loaned in good faith and were not gifted or loaned to circumvent any limitations imposed on permissible sources of capital, including, but not limited to proceeds from illegal activity.

**[new]**

1. If any part of the capital is accumulated by the investor:
  - a. Bank records demonstrating the accumulation of capital;
  - b. Income certificates issued by the investor's employer; and
  - c. Personal income tax returns for the period when the capital was accumulated.
2. If any part of the investor's capital is obtained from the sale or mortgage of property:
  - a. Appraisal or other evidence of property value;
  - b. Evidence the investor owned the property from which the capital was obtained;
  - c. Mortgage contract;
  - d. Purchase or sale contract;
  - e. Sales tax or transfer tax payment receipts; and
  - f. Evidence of how the funds used to purchase any property were accumulated.
3. If any part of the investor's capital is derived from the investor's ownership in a business:
  - a. Capital verification reports;
  - b. Company bank statements;
  - c. Financial audit reports;
  - d. Foreign business registration records;
  - e. Loan contracts between the investor and the business;
  - f. Shareholder or similar resolutions authorizing the investor to take a loan or receive a distribution;
  - g. Relevant tax returns; and

	<p>Capital does not include:</p>	<ul style="list-style-type: none"> <li>h. Evidence of how the funds used to purchase any business ownership was accumulated.</li> <li>4. Certified copies of any judgments, or evidence of all pending governmental administrative, civil or criminal actions, governmental administrative proceedings, and any private civil actions (pending or otherwise) involving monetary judgments against the petitioner from any court in or outside the United States or an attestation that the investor is not subject to any such judgments, actions, or proceedings</li> <li>5. The identity of all persons who transferred or will transfer, on your behalf, any capital or funds used for your investment into the United States or to pay administrative costs and fees associated with investment.</li> <li>6. If any part of your investment capital is gifted or borrowed: <ul style="list-style-type: none"> <li>a. A letter from the donor acknowledging the gift and confirming the gift has no expectation of repayment;</li> <li>b. A copy of the loan agreement;</li> <li>c. Identification of the person or entity that supplied the gift or loan;</li> <li>d. Evidence that the source of any funds provided by a donor or, if other than a bank, the lender demonstrating that such funds were obtained through lawful means and that the funds were gifted or loaned in good faith and were not gifted or loaned to circumvent any limitations imposed on permissible sources of capital, including, but not limited to proceeds from illegal activity; and</li> <li>e. Evidence that the gift or loan can be used for investment purposes.</li> </ul> </li> </ul>
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	...	Capital does not include:  ...
<p><b>Page 10, Paperwork Reduction Act</b></p>	<p><b>[Page 10]</b></p> <p><b>Paperwork Reduction Act</b></p> <p>USCIS may not conduct or sponsor an information collection, and you are not required to respond to a collection of information, unless it displays a currently valid Office of Management and Budget (OMB) control number. The public reporting burden for this collection of information is estimated at 1 hour and 39 minutes per response, including the time for reviewing instructions, gathering the required documentation and information, completing the petition, preparing statements, attaching necessary documentation, and submitting the petition. 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, Office of Policy and Strategy, Regulatory Coordination Division, 5900 Capital Gateway Drive, Mail Stop #2140, Camp Springs, MD 20588-0009; OMB No. 1615-0026. <b>Do not mail your completed Form I-526E to this address.</b></p>	<p><b>Paperwork Reduction Act</b></p> <p>USCIS may not conduct or sponsor an information collection, and you are not required to respond to a collection of information, unless it displays a currently valid Office of Management and Budget (OMB) control number. The public reporting burden for this collection of information is estimated at <b>2.27 hours</b> per response, including the time for reviewing instructions, gathering the required documentation and information, completing the petition, preparing statements, attaching necessary documentation, and submitting the petition. 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, Office of Policy and Strategy, Regulatory Coordination Division, 5900 Capital Gateway Drive, Mail Stop #2140, Camp Springs, MD 20588-0009; OMB No. 1615-0026. <b>Do not mail your completed Form I-526E to this address.</b></p>