

TABLE OF CONTENTS

Volume 1:

Preface	v
Acknowledgments	vii
Caveat	ix
 Chapter 1: Deferred Action for Childhood Arrivals (DACA) Program.....1	
Overview.....	1
Requirements.....	4
Age	4
Education.....	4
Travel	5
Criminal Activity and National Security Threats.....	7
Legal Status on June 15, 2012.....	7
The DACA Application Process	8
Sample Workflow for Deferred Action for Childhood Arrivals (DACA).....	11
Sample Eligibility Screening Assessment Tool for DACA	17
Sample Intake Questionnaire for Initial DACA Request.....	27
Sample Checklist of Documents for Client for Initial Request for DACA.....	33
Sample Intake Questionnaire and Document Checklist for Renewal of DACA	39
Sample Packet Preparation and Review Checklist for a DACA Application (Initial and Renewal Request)	43
Sample Cover Letter for Initial DACA Request.....	51
Sample Cover Letter for DACA Renewal Request	55
Sample DACA Checklist and Decision Processing Worksheet Used by USCIS Adjudicators	57
Sample DACA I-821D Receipt Notice.....	61
Sample DACA I-765 Receipt Notice.....	63
Sample DACA I-821D Approval Notice.....	65
Sample Cover Letter for DACA-Based Advance Parole Travel Document.....	67
Sample DACA Advance Parole Authorization Document.....	69
Instructions and Tips for Completing Forms for DACA: G-28, I-821D, I-765, and I-765WS	71
Sample Initial Request for DACA: Forms G-28, I-821D, I-765, and I-765WS	95

Chapter 2: Temporary Protected Status (TPS)	115
Overview.....	115
Designated Countries as of April 4, 2023	116
The General TPS Application Process.....	117
Timing	118
What to File	118
Waiving Inadmissibility	121
Travel and Adjustment of Status	122
Denials Appeals	123
TPS Termination.....	123
Other Designations.....	123
Sample Workflow for Application for Temporary Protected Status (TPS).....	125
Sample Eligibility Screening Assessment Tool for TPS	129
Chart of TPS Countries	137
Sample Intake Questionnaire for Initial Request for TPS.....	155
Sample Checklist of Documents for Client for Initial Request for TPS	167
Sample Attorney Cover Letter for TPS Initial Registration Where Not Requesting EAD.....	169
Sample Cover Letter for TPS Re-Registration Where Requesting EAD.....	171
Sample Cover Letter for Late Re-Registration for TPS.....	173
Sample Client Declaration for TPS Late Re-Registration	175
Sample Packet Preparation and Review Checklist for a TPS Application	177
Sample TPS I-821 Receipt Notice	183
Sample TPS I-821 Approval Notice	185
Sample Letter to Employer Regarding Automatic Extension of TPS EAD	187
Instructions and Tips for Completing Forms for Temporary Protected Status: G-28, I-821, and I-765..	189
Sample Request for TPS with Application for Employment Authorization Document: Forms G-28, I-821, and I-765	209
Chapter 3: Humanitarian Parole.....	233
Overview.....	233
History.....	233
Humanitarian Parole Types.....	233
Application Process.....	234

Form I-131.....	234
Form I-134.....	235
USCIS Adjudication.....	236
Programs	237
Uniting for Ukraine	237
Cubans, Hatians, Nicaraguans, and Venezuelans.....	240
Key Differences: Standard Humanitarian Parole and Special Programs (U4U/CHNV)	243
Afghan Nationals	244
Central American Minors Refugee and Parole Program.....	246
Cuban Family Reunification Program	248
Hatian Family Reunification Program	249
Sample Workflow for Humanitarian Parole	253
Sample Eligibility Screening Assessment Tool for Humanitarian Parole	257
Sample Intake Questionnaire for Initial Humanitarian Parole Request.....	267
Sample Checklist of Documents for Client for Initial Request for Humanitarian Parole.....	285
Sample Statement of Client Authorization to Submit Online Form I-134A.....	287
Sample Packet Preparation and Review Checklist for Humanitarian Parole Application	289
Sample Cover Letter for Humanitarian Parole Application—Afghanistan	291
Sample Cover Letter for Humanitarian Parole Application—Medical Need	295
Sample Form I-131 Approval Notice	297
Sample Form I-131 Receipt Notice	301
Sample Form I-134A Confirm Notice	303
Sample Form I-134A Receipt Notice.....	305
Sample Courtesy Notice from USCIS Authorizing Travel to the United States	307
Instructions and Tips for Completing Forms for Humanitarian Parole: G-28, I-131, I-134, and I-134A	309
Sample Request for Standard Humanitarian Parole: Forms G-28, I-131, and I-134	321
Sample Request for Special Programs Humanitarian Parole (CHNV): Forms I-134 and I-134A....	345
Chapter 4: B-1 and B-2 Visas and the Visa Waiver Program (VWP)	361
Overview	361
Immigrant Intent.....	361
Acceptable B-1 Activities	362
Acceptable B-2 Activities	365

Entry to the United States as a Visitor	365
Applying for a B-1 or B-2 Visa.....	366
The Visa Waiver Program.....	369
Admission and Extensions	372
Sample Workflow for B-1 or B-2 Change of Status or Extension of Status.....	375
Sample Workflow for B-1 or B-2 Visa at a U.S. Consulate	379
Sample Eligibility Screening Assessment Tool for B-1 and B-2 Nonimmigrants.....	381
Sample Intake Questionnaire for Application to Extend/Change B-1 or B-2 Nonimmigrant Status (Form I-539).....	389
Sample Intake Questionnaire for B-1 or B-2 Visa Application	395
Sample Questionnaire for Additional Information to Collect from Client for B-2 Visa Application	407
Sample Applicant Letter Requesting Change of Status to Business Visitor.....	409
Sample Invitation Letter for B-2 Visitor Nonimmigrant Visa Application	411
Sample B-2 Letter for Intention to Depart the United States.....	413
Sample Employer Support Letter for B-1 Business Visitor Application.....	415
Sample Employer Support Letter for B-1 in Lieu of H-1B Nonimmigrant Visa Application.....	417
Sample Attorney Cover Letter for B-1 in Lieu of H-1B Nonimmigrant Visa Application	421
Sample Attorney Cover Letter for B-2 Nonimmigrant Visa Application.....	423
Sample Cover Letter for Application to Change Status from H-1B to B-1	425
Sample Cover Letter for Application to Extend B-2 Status for Medical Treatment	427
Sample General Packet Preparation and Review Checklist for B-1 or B-2 Visa Application at a U.S. Consulate.....	429
Sample Packet Preparation and Review Checklist for Change of Status or Extension of Status for B-1 or B-2 Nonimmigrant (Form I-539)	431
Instructions and Tips for Completing Forms for Change of Status or Extension of Status for B-1 or B-2 Nonimmigrant Visitors: Forms G-28, I-539, and I-539A.....	435
Sample Forms for Extension of B-2 Nonimmigrant Status for Mother and Child: G-28, I-539, and I-539A.....	453
Instructions and Tips for Completing Form for B-1 or B-2 Nonimmigrant Visas: DS-160.....	473
Sample Forms for Application for B-2 Nonimmigrant Visa: G-28 and DS-160	497
Chapter 5: E-1 and E-2 Visas.....	515
Overview	515
Countries Having E-1 Treaty Trader and E-2 Treaty Investor Status	515
Determining Nationality.....	518

Requirements for E-1 Treaty Trader Status	518
Requirements for E-2 Treaty Investor Status.....	519
Qualified Investment for E-2 Petitions.....	519
Demonstrating the “Source of Funds” for an E-2 Business	520
The E-2 Investment Amount.....	520
E-2 Visa Business Plans	521
Employees Eligible for E Visas	522
Documents Needed for E Visa Petitions.....	523
E-1 Treaty Traders.....	523
E-2 Treaty Investors	523
Submission Requirements for Both E-1 and E-2 Applicants	523
Application Process.....	524
Dual Intent.....	525
Are Spouses and Children Eligible for E Visas?	525
Changing Status in the United States	526
Sample Workflow for E-1 or E-2 Change of Status or Extension of Status	527
Sample Workflow for E-1 or E-2 Nonimmigrant Visa Application at Consular Post.....	531
Sample Eligibility Screening Assessment Tool for E-1 Treaty Trader and E-2 Treaty Investor Cases ..	535
Chart of E-Visa Countries.....	539
Sample Memorandum to Client Explaining E-1 and E-2 Visa Requirements.....	541
Sample Intake Questionnaire for E-1 and E-2 Nonimmigrant Visas.....	545
Sample Checklist of Documents for Client for E-1 or E-2 Visa Application.....	567
Sample Checklist of Documents for Client for E-1 Visa Application.....	571
Sample Template for a CEO Job Description.....	575
Sample Template for Letter Showing Gift of Funds.....	577
Sample Promissory Note for Unsecured Loan.....	579
Sample Statement of Intention to Depart the United States.....	581
Sample Cover Letter for E-2 Extension of Status.....	583
Sample Cover Letter for E-1 Nonimmigrant Visa Application	589
Sample Index of Documents for E-1 Nonimmigrant Visa Application Packet	593
Sample E-1 Trade Summary Chart.....	595
Sample Cover Letter for E-2 Nonimmigrant Visa Application	597
Sample Index of Documents for E-2 Nonimmigrant Visa Application Packet	601

Sample Packet Preparation and Review Checklist for E-1 or E-2 Nonimmigrant Change of Status or Extension of Status	603
Sample Packet Preparation and Review Checklist for E-1 and E-2 Nonimmigrant Visa Application....	611
Sample E-1 Interview Preparation Instructions for Client.....	617
Sample E-2 Interview Preparation Instructions for Client.....	619
Instructions and Tips for Completing Petitions for Change of Status or Extension of Status for E-1 or E-2 Nonimmigrant Workers: Forms G-28, I-129, and I-129 E Supplement	621
Sample Forms for Extension of Status of E-2 Nonimmigrant Status: G-28, I-129, and I-129 E Supplement	639
Instructions and Tips for Completing Forms for E-1 or E-2 Nonimmigrant Visa: DS-160 and DS-156E	657
Sample Forms for Application for E-2 Nonimmigrant Visa: G-28, DS-160, and DS-156E	695
Chapter 6: H-1B Visas.....	723
Overview.....	723
Specialty Occupations	724
The H-1B Cap	726
Employer-Employee Relationships.....	727
Entrepreneurs and Agents	728
Wages and Deductions.....	729
Labor Condition Applications (LCA)	730
The Public Access File.....	731
USCIS Filing.....	732
Limitation on Period of H-1B Status	733
H-1B Portability	734
H-1B Dependent Employers and Willful Violators	735
Changes in Employment/Termination of Employment	736
Permanent Residency	738
H-4 Dependent Spouses and Children	738
H-1B Visa Revalidation	739
Sample Workflow for H-1B Petition	741
Sample Eligibility Screening Assessment Tool for H-1B Petition	751
Sample OES Wage Level Assessment Tool	763
DOL Worksheet for Use in Determining Prevailing Wage Level	769

Sample Chart Template for Client for Job Duty Percentage	771
Sample Intake Questionnaire for H-1B Cap Lottery Registration.....	773
Sample Letter to Employer Regarding H-1B Lottery Registration	777
Sample Instructions to Employer for H-1B Electronic Registration Process	779
Sample Summary for H-1B Cap Lottery Registration.....	785
Sample H-1B Cap Lottery Registration Selection Notice	789
Sample Intake Questionnaire for H-1B Employer.....	791
Sample H-1B Intake Questionnaire for H-1B Employee.....	797
Sample Intake Questionnaire for H-1B Physician Employee.....	803
Sample Job Descriptions for Client	809
Sample Letter from CFO Regarding Ability to Pay H-1B Position	813
Sample SS-4, Application for Employer Identification Number Letter from IRS	815
Requesting Employer FEIN Verification Prior to Filing First LCA, with Sample Emails.....	817
Sample Quick Guide to the H-1B LCA Public Access File for Client.....	819
Sample Notice of Filing Template for a Labor Condition Application—Electronic Posting.....	821
Sample Notice of Filing Template for a Labor Condition Application—Physical Posting.....	823
Sample Labor Condition Application Notice of Filing Addendum Template.....	825
Sample Actual Wage Memorandum Template for Public Access File.....	827
Sample Benefits Summary Template for Public Access File	829
Sample Memorandum Template Regarding Compliance with LCA H-1B Nonimmigrant Employee Notification Requirement.....	831
Sample H-1B Petitioner Letter—Version 1	833
Sample H-1B Petitioner Letter—Version 2	837
Sample H-1B Petitioner Letter—Version 3	841
Sample H-1B Petition Cover Letter.....	845
Sample H-1B Extension of Status Cover Letter	853
Sample Packet Preparation and Review Checklist for H-1B and H-1B1 Visa.....	861
Sample Packet Review Checklist for Paralegal for H-1B Visa Prior to Mailing—Version 1	869
Sample Packet Review Checklist for Paralegal for H-1B Visa Prior to Mailing—Version 2	871
Sample H-1B Cap Packet Review Checklist Prior to Filing.....	873
Sample Letter to Employer upon Receipt of H-1B Approval Notice	875
Sample Letter to Client Regarding H-1B Employee Approval—When Employee Is Not Canadian	877
Sample Letter to Employer Regarding H-1B Petition Approval—When Employee Is Canadian	879
Sample Client Guidance Regarding R-1, H-1B, and L-1 Site Visits.....	881

Sample Memorandum to Client Regarding Termination of H-1B Employee	883
Sample Employer Termination Letter Template if Terminating H-1B Employee Early.....	885
Sample Instructions for Attorney and Paralegal for Creating a DOL FLAG Account.....	887
Instructions and Tips for Completing Form ETA-9035 for the Labor Condition Application.....	893
Sample H-1B Summary of Completed Form ETA-9035 Labor Condition Application and Sample Certified Form ETA-9035 LCA.....	909
Instructions and Tips for Forms for H-1B Petition: G-28, I-129, and I-129 H-1B Supplement.....	927
Sample Forms for Change of Status to H-1B, with Premium Processing and with Derivative Beneficiary Spouse: G-28, I-907, I-129, I-129 H-Supplement, I-129 H-1B Data Collection Supplement, and I-539	951

Chapter 7: H-2B Visas.....987

Overview.....	987
Department of Labor (DOL)	989
Prevailing Wage Determination	989
Job Order Requirements for SWA	990
Job Contractors.....	992
Temporary Employment Certification	993
Recruitment	995
Documentation	997
Assurances and Obligations	998
H-2B Registration.....	999
Emergency Procedures	999
USCIS	1000
Evidence	1000
Multiple Beneficiaries	1000
Citizens of Certain Named Countries.....	1001
Post-Approval Procedures.....	1003
Sample Workflow for H-2B Petition	1005
Sample H-2B Flowchart	1017
Sample Letter to Client Explaining the Process for H-2B Nonimmigrant Visa	1019
Sample Eligibility Screening Assessment Tool for H-2B Petition	1023
Sample Emails to H-2B Client Requesting Job Description Information for Start of Case	1031
Sample Intake Questionnaire for Employer for H-2B Nonimmigration Petition	1033

Sample Template for Client for H-2B Job Description	1037
Sample Email to Client Requesting Documents Supporting Temporary Need.....	1039
Sample Email to H-2B Client Requesting Additional Information upon Submission of the PDW Request	1041
Sample Email to Client Requesting Confirmation of Authorized Signatory.....	1045
Sample Statement of Temporary Need	1047
Sample Email to H-2B Client Requesting Review and Signature of Statement of Temporary Need, Job Order, and ETA-9142B.....	1049
Sample Checklist for Job Order to Be Submitted to State Workforce Agency (SWA) for H-2B ...	1051
Sample Template for Job Order for H-2B.	1057
Sample Job Order for H-2B	1059
Sample Email to Client Instructing Them to Create Online Account with State Workforce Agency (SWA).....	1061
Sample Packet Preparation and Review Checklist for ETA-9142B Application for Temporary Employment Certification Filed with DOL	1063
Sample Email to Client When Prevailing Wage Determination Issued.....	1067
Sample Email to Client Regarding Foreign Labor Recruiter.....	1069
Sample Email to H-2B Client with Instructions to Post Required DOL Posters	1071
Sample Response to Notice of Deficiency for ETA-9142B	1073
Sample Notice of Acceptance of ETA-9142B Issued by DOL	1079
Sample In-House Posting for H-2B Recruitment	1085
Sample Template for Letter to Be Sent by Client to Certain Former Employees of the Company .	1089
Sample Email to H-2B Client upon Receipt of the Notice of Acceptance and Start of the Recruitment Process	1091
DOL H-2B Program Pre-Final Determination Recruitment Report Content Checklist and Best Practices Guide.....	1093
Sample Template for Recruitment Report for H-2B.....	1109
Sample Recruitment Report H-2B Application for Temporary Employment Certification	1111
Sample Email to H-2B Client upon Completion of Recruitment Period	1113
Sample DOL Confirmation of Receipt of Uploaded Recruitment Report.....	1115
Sample Email to Client That Recruitment Report Submitted and Reminding of Duty to Update Recruitment Report.....	1117
Sample Email to Client Requesting Additional Information and Documentation for Petition for I-129 Petition While ETA-9142B is Pending.....	1119
Sample Attorney Letter for H-2B Compliance Audit File.....	1121
Sample Cover Letter for H-2B Compliance Audit File	1123

Sample Email to Client Requesting Additional Information and Documentation for Petition after Temporary Employment Certification Issued.....	1125
Sample Email Sending Client the H-2B Compliance Audit Folder.....	1127
Sample Packet Preparation and Review Checklist for H-2B Petition Filed with USCIS.....	1129
Sample H-2B Petition Employer Support Letter	1135
Sample Attorney Cover Letter and Index of Exhibits H-2B Petition	1139
Instructions and Tips for Completing Form ETA-9141 Request for Prevailing Wage Determination for H-2B.....	1143
Sample Summary of Completed Application for Prevailing Wage Determination: Form ETA-91411163	
Instructions and Tips for Completing Form ETA-9142B Application for Temporary Employment Certification	1173
Sample Certified Application for Temporary Employment Certification: Form ETA-9142B.....	1197
Sample Completed Application for Temporary Employment Certification: Form ETA 9142B - Appendix B.....	1205
Instructions and Tips for Completing H-2B Petition: Forms G-28, I-129, and I-129 H-2B Supplement	1209
Sample Completed H-2B Petition: Forms G-28, I-907, I-129, and I-129 H-2B Supplement.....	1227
Chapter 8: L-1 Visas.....	1251
Overview.....	1251
The Employer Requirements.....	1251
Qualifying Relationship	1251
Employment Abroad	1253
Executive, Managerial, or Specialized Knowledge Capacity	1253
Executives and Managers.....	1253
Specialized Knowledge Capacity.....	1255
Owners of Businesses	1257
New Offices	1258
“Job-Shop” Restrictions	1260
Blanket L Petitions.....	1260
Small Businesses.....	1261
Dependents.....	1262
Processing Notes	1263
Sample Workflow for L-1 Petition	1265
Sample Eligibility Screening Assessment Tool for L-1 Nonimmigrant Intracompany Transferee.	1271

Sample Intake Questionnaire for L-1 Visa Employer.....	1275
Sample L-1 Visa Document Checklist for Employer	1279
Sample Intake Questionnaire for L-1 Visa Employee	1281
Sample Template for Managerial Position for L-1A or EB-1C Employee.....	1293
Sample Job Duty Percentage Chart for Client	1295
Sample Template Chart for Employees Managed by Beneficiary—Version 1	1297
Sample Template Chart for Employees Managed by Beneficiary—Version 2	1299
Sample Cover Letter for L-1A Petition.....	1301
Sample Packet Preparation and Review Checklist for L-1A and L-1B Visa.....	1307
Sample Packet Preparation and Review Checklist for Blanket L-1 Petition (LZ).....	1315
Sample Checklist for Application Packet for L-1A and L-1B Visas or Admission Based on a Blanket L-1 Petition (LZ).....	1319
Sample Client Guidance Regarding R-1, H-1B, and L-1 Site Visits.....	1321
Instructions and Tips for Completing Form I-129 and L Supplement for L-1A and L-1B Nonimmigrants	1323
Sample Change of Status to L-1A: Forms G-28, I-129, and I-129 L Supplement	1345
Instructions and Tips for Completing Forms for I-129S for L-1A or L-1B Nonimmigrant Petition Based on a Blanket L Petition	1361
Chapter 9: The O-1 Visa	1373
Overview.....	1373
Requirements/Process	1373
Eligible Field of Endeavor	1375
Extraordinary Ability and Extraordinary Achievement.....	1377
Evidentiary Requirements for STEM Professionals and Entrepreneurs	1380
Evidence Standards	1384
Agents	1385
Agent Performing the Function of an Employer	1386
Agent for Foreign Employers.....	1386
Dependents.....	1386
Sample Workflow for O-1 Petition.....	1387
Sample Eligibility Screening Assessment Tool for O-1 and O-2 Nonimmigrants	1393
Sample Intake Questionnaire for O-1 and O-2 Visa Employee.....	1401
Sample Intake Questionnaire for O-1 and O-2 Visa Employer	1411
Sample Document Checklist for Client for O-1 Visa	1415

Sample Document Checklist for O-1 for Client in STEM Field.....	1423
Sample Document Checklist for O-1 Entrepreneur Client	1429
Sample Detailed Job Descriptions for O-1 Petition.....	1435
Sample Letter to Client about the List of Potential Support-Letter Writers	1437
Sample O-1 Recommendation Letter Guidance	1443
Sample Language for Employment in Critical or Essential Capacity for Support-Letter Writers ..	1445
Sample O-1 Support Letter Regarding Membership in Association	1449
Sample O-1 Investor Support Letters for Serving as a Judge of Work of Others—2 Versions	1451
Sample Support Letter from Co-Founder for O-1 Entrepreneur.....	1455
Sample Support Letter from Investor for O-1 Entrepreneur—Version 1	1457
Sample Support Letter from Investor for O-1 Entrepreneur—Version 2	1459
Sample Support Letter from Investor for O-1 Entrepreneur—Version 3	1461
Sample Support Letters from Investors for O-1 Entrepreneur—4 Versions.....	1463
Sample O-1 Support Letter from Customer.....	1471
Sample Template for CEO Recommendation Letter for O-1 Physician.....	1473
Sample Template for Hospital CMO Recommendation Letter for O-1 Physician	1475
Sample O-1 Agent Agreement Letter	1477
Sample Template for Letter for O-1 U.S. Agent of a Foreign Company.....	1479
Sample Letter for O-1 U.S. Agent of a Foreign Company—Film Industry	1481
Sample Advisory Letter from Peer Group	1483
Sample Cover Letter for O-1B Petition	1485
Sample Packet and Preparation Review Checklist for O-1 Petition	1491
Final Packet Review Checklist for O-1 Petition for Paralegal before Mailing.....	1499
Sample O-1 Approval/Welcome Letter	1501
Instructions and Tips for Completing Forms for Petition for O-1 and O-2 Nonimmigrants: I-129 and O Supplement	1503
Sample Petition for O-1 Nonimmigrant: Forms, G-28, I-129, and I-129 O Supplement	1517
Chapter 10: R-1 Visas.....	1533
Overview.....	1533
U.S. Petitioner Is a Bona Fide Nonprofit Religious Organization or a Bona Fide Organization That Is Affiliated with a Religious Denomination	1534
Member of the Same Type of Religious Denomination	1535
Religious Vocation, Religious Occupation, or Minister	1535

Religious Vocation.....	1535
Religious Occupation	1535
Ministers.....	1536
Compensation.....	1536
Salaried or Non-Salaried Compensation	1536
Self-Supporting/Uncompensated Employment.....	1537
Working for More Than One Qualified Employer.....	1537
Attestations Made by Petitioner.....	1537
Nonimmigrant Intent.....	1538
Period of Admission and Extension of Status.....	1538
R-2 Dependent Beneficiaries	1538
R-1 Process Overview.....	1538
R-1 Petition	1538
Site Visit.....	1540
R-1 Nonimmigrant Visa Application	1540
Sample Workflow for R-1 Petition	1543
Sample Eligibility Screening Assessment Tool for R-1 Nonimmigrants	1549
Sample Intake Questionnaire for R-1 Employer.....	1553
Sample Intake Questionnaire for R-1 Employee and Derivative Beneficiaries.....	1559
Sample R-1 Document Checklist—Version 1	1571
Sample R-1 Document Checklist—Version 2	1573
Sample Individual IRS 501(c)(3) Determination Letter	1575
Sample Group IRS 501(c)(3) Determination Letter	1577
Sample Attestation of Membership for R-1 Petition—Version 1	1581
Sample Attestation of Membership for R-1 Petition—Version 2	1583
Sample Attestation of Membership for R-1 Petition—Version 3.....	1585
Sample Letter from R-1 Petitioner—Version 1	1587
Sample Letter from R-1 Petitioner—Version 2	1589
Sample R-1 Attorney Cover Letter—Version 1	1593
Sample R-1 Attorney Cover Letter—Version 2	1599
Sample Packet Preparation and Review Checklist for R-1 Petition	1601
Sample Client Memorandum Regarding R-1 Site Visits	1607
Sample R-1 Compliance Review Worksheet.....	1609

Instructions and Tips for Completing Form I-129 and R-1 Supplement for R-1 Nonimmigrant Religious Worker	1611
Sample Change of Status to R-1: Forms G-28, I-129, and I-129 Supplement	1625
Chapter 11: TN USMCA Professionals	1643
Overview.....	1643
TN Professionals	1643
Citizenship Requirements	1647
TN Applicants “Must Be Coming”	1648
Problem Occupations	1648
Management Consultants	1648
Scientific Technicians and Technologists	1649
Health Care Professionals	1649
Hotel Managers	1650
Computer Systems Analysts and Software Engineers.....	1650
Self-Employment	1651
Labor Disputes	1651
Effect of Application for Permanent Residency	1651
Procedures.....	1652
Sample Workflow for Canadian TN Nonimmigrant Applying for Admission with CBP	1655
Sample Workflow for TN Nonimmigrant Visa Application at Consular Post	1657
Sample Workflow for TN Nonimmigrant Change of Status or Extension of Status	1659
List of USMCA/NAFTA TN Eligible Professions.....	1663
Sample Eligibility Screening Assessment Tool for TN Nonimmigrant NAFTA/USMCA Professional	1667
Sample Intake Questionnaire for TN Nonimmigrant Visas.....	1671
Sample Attorney Cover Letter for Application for Admission of Canadian as TN Nonimmigrant Professional.....	1685
Sample Cover Letter to Client for Application for Admission of Canadian as TN Nonimmigrant Professional	1689
Sample TN Petitioner Letter	1691
Sample Cover Letter for TN Petition for Change of Status.....	1693
Sample Packet Preparation and Review Checklist for Admission to the United States for Canadian USMCA/NAFTA TN Nonimmigrant at CBP.....	1695

Sample General Packet Preparation and Review Checklist for TN Visa Application at a U.S. Consulate	1697
Sample Packet Preparation and Review Checklist for TN Extension of Status or Change of Status Petition	1701
Instructions and Tips for Completing Form I-129 and TN Supplement for TN Nonimmigrants....	1707
Sample Forms for Change of Status to TN Nonimmigrant: G-28, I-129, and I-129 Supplement...	1723
Instructions and Tips for Completing Form for TN Nonimmigrant Visas: DS-160.....	1737
Sample Form for Application for TN Nonimmigrant Visa: DS-160	1761
Volume 1 Appendix.....	1773
Derivative Beneficiary Materials:	
Sample Intake Questionnaire for Form I-539.....	1773
Sample Cover Letter for Change of Status for Derivative Beneficiary.....	1779
Sample Packet Preparation and Review Checklist for Form I-539 for Change of Status or Extension of Status for Nonimmigrant Derivative Beneficiary	1781
Instructions and Tips for Completing Forms for Change of Status or Extension of Status for Derivative Beneficiary Spouse, Children, or Parent: Forms G-28, I-539, and I-539A	1785
Sample Change of Status of Derivative Beneficiaries: Forms G-28, I-539, and I-539A	1803
Application Support Center Materials:	
Sample Application Support Center (ASC) Appointment Notice.....	1823
Sample Instructions to Client about ASC Appointment	1827
Sample Notice That Applicant Is Not Required to Appear for Biometrics.....	1829
Sample Attorney Letter for Visa Revalidation at CBP	1831
Sample Questionnaire for Paralegal to Use When Scheduling a Consultation.....	1833
Sample Eligibility Screening Assessment Tool for Determining Whether Client's Situation Allows Consular Post to Waive NIV Visa Interview	1837
Sample Request to Consular Post for Expedited Interview Appointment for Nonimmigrant Visa—Version 1	1841
Sample Request to Consular Post for Expedited Interview Appointment for Nonimmigrant Visa—Version 2	1843
Sample Eligibility Screening Assessment Tool for Grounds of Inadmissibility	1845
Sample Tool for Calculations under CSPA for Family- and Employment-Based Preference Categories for Derivative Beneficiary Children, and for Diversity Lottery Immigrants	1853
Sample Certificate of Translation Template	1857
Sample Template for Affidavit in Lieu of Birth Certificate	1859

Sample Guidance to Employer with Instructions on Completing the Form I-9 Based on Pending or Approved Petition to Extend Status for Certain Nonimmigrant Statuses	1861
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------

Reference Charts:

Nonimmigrants: Who Can Study?	1865
List of EAD Category Codes	1867
List of Abbreviations Used for Visa-Issuing Consular Posts.....	1871
List of Codes Used for Nonimmigrant Visa Categories	1879
List of Codes Used for Immigrant Visa Categories	1883

Volume 2:

Preface	v
Acknowledgments	vii
Caveat	ix

Chapter 12: The PERM Process.....1

Overview	1
The Labor Certification Stage.....1	
The Job Description.....1	
Wage Requirements	3
The Recruitment Process.....4	
Submitting the PERM Application.....5	
Audits	6
The PERM Decision.....7	
The I-140 Stage.....8	
Adjustment of Status or Consular Processing.....11	

PERM Labor Certification:

Sample Workflow for PERM Process	13
Sample Eligibility Screening Assessment Tool for PERM Labor Certification.....21	
Sample SVP and Minimum Requirement Assessment Tool	31
Sample Letter to Client Explaining the PERM and Green Card Process	39
Sample Intake Form for Employee for (PERM) Labor Certification	43
Sample Intake Questionnaire for Employee Physician for (PERM) Labor Certification.....51	
Sample Intake Questionnaire for Employer for (PERM) Labor Certification.....61	
Sample PERM Job Language for Employer Approval.....65	
Sample Template for PERM Experience Letter	67
Sample Letter Showing Offered Position Is Not Substantially Comparable to Prior Position.....69	
Sample Email to Client upon Receipt of the Prevailing Wage Determination from DOL	73
Sample Template for Recruitment Plan.....75	
Sample Client Instruction Letter Regarding Notice of Filing (NOF) Posting	77
Sample Notice of Filing	79
Sample Template for Notice of Filing	81
Sample Recruitment Spreadsheet Template	83
Sample Guidance to Client for Screening of PERM Candidates.....85	

Sample Recruitment Report.....	87
Sample PERM Audit Notification Email and Letter—Version 1	89
Sample Employer Business Necessity Letter for PERM Audit Response—Version 1	97
Sample Attorney Cover Letter for PERM Audit Response— Version 1	101
Sample PERM Audit Notification Letter—Version 2	103
Sample Employer Support Letter for PERM Audit Response—Version 2	111
Sample Attorney Cover Letter for PERM Audit Response— Version 2	115
Instructions and Tips for Completing the Form ETA-9141 Request for Prevailing Wage Determination	117
Sample Summary of Completed Application for Prevailing Wage Determination: Form ETA-9141	143
Caveat	151

I-140 Immigrant Petition Based on Certified PERM:

Sample Workflow for I-140 Immigrant Petition Based on a Certified PERM Application.....	153
Sample Intake Questionnaire for Employment-Based Permanent Residence	159
Sample Template for Employment Letter for PERM-Based I-140 Petition	177
Sample Cover Letter for I-485 Based on an Approved I-140.....	179
Sample Cover Letter for I-140 with Concurrent I-485	181
Sample Cover Letter for I-140 for Physician.....	183
Sample Cover Letter for Schedule A I-140 for Nurse	185
Sample Cover Letter for Schedule A I-140 for Staffing Company	187
Sample Cover Letter for I-140 Petition Filed Based on Certified PERM Previously Submitted with Prior I-140 Petition	191
Sample Cover Letter for Transfer of Underlying Basis for Pending I-485 Application.....	193
Sample Packet Preparation and Review Checklist for PERM-Based I-140 Immigrant Petition Packet .	195
Sample Packet Preparation and Review Checklist for I-140 for Paralegal Prior to Mailing.....	201
Sample Tips for Client for Testifying at USCIS Interview for Adjustment of Status	203
Sample Document Checklist for Employment-Based I-485 USCIS Interview	205
Instructions and Tips for Completing Forms for I-140 Immigrant Petition for Alien Workers Based on a Certified Form ETA 9089 Labor Certification	207
Instructions and Tips for Completing the I-485 Application for Adjustment of Status Based on an Employment-Based I-140 Immigrant Petition.....	229
Instructions and Tips for Completing Supplement J, Confirmation of Bona Fide Job Offer or Request for Job Portability under INA §204(j)	263

Sample Forms for Immigrant Petition for Alien Worker Based upon Certified PERM Application with Concurrent Application for Adjustment of Status: G-28, I-140, I-485, I-765, and I-131.....	271
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----

Chapter 13: Alternatives to PERM Overview: EB-2 National Interest Waivers, EB-1A Extraordinary Ability, and EB-1B Outstanding Researcher or Professor.....	321
Overview.....	321
EB-2 National Interest Waivers (Non-Physicians)	321
<i>Dhanasar</i> Prongs.....	324
National Interest Waivers for STEM Professionals	326
National Interest Waivers for Entrepreneurs.....	328
Schedule A Occupations	330
Group I – Physical Therapists and Registered Nurses	332
Group II – Exceptional Ability in the Sciences or Arts.....	333
EB-1A Extraordinary Ability.....	334
Qualification Criteria.....	335
Final Merits Determination	342
STEM Professionals and Entrepreneurs Seeking EB-1A Classification.....	343
EB-1B Outstanding Researchers and Professors	343
Recognition Criteria	345
Sample Workflow for EB-1A, EB-1B, or NIW Immigrant Petition.....	347
Sample Eligibility Screening Assessment Tool for EB-1A Extraordinary Ability Immigrant Petition ..	353
Sample Eligibility Screening Assessment Tool for EB-1B Outstanding Researcher Immigrant Petition	359
Sample Eligibility Screening Assessment Tool for EB-2 <i>Dhanasar</i> National Interest Waiver (NIW) Immigrant Petition	365
Sample Comprehensive Intake Questionnaire for EB-1A, EB-1B, and NIW Immigrant Petitions ..	371
Sample Document Checklist for Client for EB-1A Extraordinary Ability Immigrant Petition.....	379
Sample Document Checklist for Client for EB-1A Extraordinary Ability Petition for Physician	385
Sample Document Checklist for Client for EB-1B Outstanding Researcher or Professor Immigrant Petition	389
Sample Document Checklist for Client for EB-2 <i>Dhanasar</i> NIW Immigrant Petition	393
Sample Letter to Client about Drafting a List of Potential Support-Letter Writers.....	399
Sample Guidance Memorandum for Support Letters for EB-1A and EB-1B Petitions	405
Sample Guidance Memorandum for NIW Support Letters	407

Sample Critical Role Support Letter for EB-1A Petition	411
Sample Critical Role Support Letter for EB-1A Petition—Physician.....	413
Sample Critical Role Support Letter for EB-1A Petition—Physician—Version 2	419
Sample Template for Support Letter for Physician	421
Sample EB-1A Evidence Outline Template to Assist Attorney in Organizing Evidence from Client	425
Sample EB-1B Evidence Outline Template to Assist Attorney in Organizing Evidence from Client	427
Sample Packet Preparation and Review Checklist for EB-1A Petition	429
Sample Packet Preparation and Review Checklist for EB-1B Outstanding Researcher or Professor Petition	439
Sample Packet Preparation and Review Checklist for EB-2 NIW (<i>Dhanasar</i>) Petition	447
Sample Approval Notice Cover Letter for Immigrant Petition.....	457
Instructions and Tips for Completing Immigrant Petition for Foreign National Worker for a Self-Petition in the EB-1A or EB-2 National Interest Waiver Preference Categories: Forms G-28 and I-140.....	459
Sample for Self-Petition for Alien Worker under Extraordinary Ability Preference Category for Alien Who Will Be Applying for an Immigrant Visa at the Consulate: Forms G-28 and I-140	477
Instructions and Tips for Completing Immigrant Petition for Alien Worker in the EB-1B and EB-1C Visa Categories: Forms G-28 and I-140.....	491

Chapter 14: EB-1C Multinational Executives and Manager Visas.....509

Overview	509
The Employer Requirements.....	510
Qualifying Relationship	510
The Employee Requirements	512
Differences between L-1 Petitions and EB-1C Petitions	514
Sample Workflow for EB-1C Immigrant Petition	517
Sample Eligibility Screening Assessment Tool for EB-1C Immigrant and L-1 Nonimmigrant Intracompany Transferee	521
Sample Intake Questionnaire for EB-1C Multinational Manager or Executive Immigrant Petition.	525
Sample Document Checklist for EB-1C Intracompany Manager or Executive Immigrant Petition Employer.....	535
Sample Job Duties Description Template for Client for EB-1C Employee—Version 1.....	537
Sample Job Duties Description Template for Client for EB-1C Employee—Version 2.....	539
Sample Template for Chart of Employees Managed by Beneficiary	541
Sample Cover Letter for EB-1-C Petition.....	543
Sample Packet Preparation and Review Checklist for EB-1C Petition	549

Instructions and Tips for Completing Immigrant Petition for Alien Worker in the EB-1B and EB-1C Visa Categories: Forms G-28 and I-140.....	557
Sample Immigrant Petition for Alien Worker under the Intracompany Executive or Manager Preference Category for Alien Who Will Be Applying for an Immigrant Visa at the Consulate: Forms G-28 and I-140.....	575
 Chapter 15: K-1 and K-3 Nonimmigrant Visas 589	
K-1 Visas for Fiancé(e)s of U.S. Citizens.....	589
Overview	589
Advantages and Disadvantages of K-1 Processing	589
Requirements.....	590
Effect of Petitioner’s Criminal History	592
K-1 Visa Processing	592
Adjustment of Status or Change of Status of K-1s	593
K-3 Spouses of U.S. Citizens.....	594
Overview	594
Advantages and Disadvantages of K-3 Processing	595
K-3 Documentary Requirements.....	595
K-3 Visa Processing	596
Adjustment of Status	597
Sample Workflow for K-1 Visa	599
Sample K-1 Eligibility Screening Assessment Tool.....	603
Sample K-3 Eligibility Screening Assessment Tool.....	605
Sample Intake Form for K-1 Petition for Alien Fiancé(e)	607
Sample Document Checklist for a K-1 Petition.....	623
Sample Statement of Petitioner’s Intent to Marry	625
Sample Statement of Beneficiary’s Intent to Marry	627
Sample Cover Letter for K-1 I-129F Petition	629
Sample I-129F Packet Preparation and Review Checklist for K-1 Fiancé(e) Petition	631
Instructions and Tips for Completing Petition for K-1 or K-3 Fiancé(e): Forms G-28 and I-129F ..	635
Sample Petition for Alien Fiancé(e): Forms G-28 and I-129F	653
Sample K-1 Visa Application: Forms G-28, DS-160, and I-134.....	671

Chapter 16: Family-Based Immigration.....	711
Overview.....	711
Qualifying Relationships.....	711
Children.....	711
Parents	713
Siblings.....	714
Marriages.....	715
Conditional Residency for Spouses of U.S. Citizens.....	719
The Adam Walsh Act.....	721
The Allocation of Immigrant Visas.....	722
The Family Immigrant Visa Petition Process	723
Consular Processing vs. Adjustment of Status.....	724
The Child Status Protection Act (CSPA)	725
Immediate Relatives and VAWA.....	726
Derivative Asylees	726
Derivative Refugees	726
Family- and Employment-Based Preference and Diversity Visa Immigrants (DV).....	726
The CSPA Calculation	727
Sample Workflow for I-130 Petition with Concurrent I-485 or for I-485 Petition Based on an Already Approved I-130.....	729
Sample Eligibility Screening Assessment Tool for Family-Based Immigration	735
Sample Intake Questionnaire for Family-Based Application for Adjustment of Status: Forms I-130 and I-485.....	749
Sample Intake Questionnaire for Affidavit of Support, I-864 or I-864A, Affidavit of Support for Petitioner/Sponsor, Co-Sponsor, or Joint Sponsor.....	775
Sample Disclaimer Letter for Co-Sponsor Submitting Form I-864 Affidavit of Support	781
Sample Document Checklist for Client for Marriage-Based, Concurrently Filed I-130 and I-485...	783
Sample Document Checklist for Client for Marriage-Based, Standalone I-130.....	787
Sample Document Checklist for Client for Concurrently Filed I-130 and I-485 for Parent(s) of U.S. Citizen.....	789
Sample Document Checklist for Client for Standalone I-130 Petition for Parent(s) of U.S. Citizen	793
Sample List of Suggested Evidence Documenting Bona Fides of Marriage	795
Sample Affidavit in Support of Bona Fides of Marriage.....	799
Sample Cover Letter for Marriage-Based I-130 Immigrant Petition.....	801
Sample Cover Letter for Marriage-Based, Concurrently Filed I-130 and I-485.....	803

Author Notes for Marriage-Based, Concurrent I-130/I-485 Filing Requirements	805
Sample Cover Letter for Standalone I-130 for Stepchild of U.S. Citizen.....	809
Sample I-485 Cover Letter for Applicant Who Entered the United States on a K-1 Visa and Married within 90 Days	811
Sample Cover Letter for I-765 and I-131 Renewal Based on a Pending I-485	813
Sample Packet Preparation and Review Checklist for Marriage-Based, Concurrently Filed I-130 and I-485.....	815
Sample Packet Preparation and Review Checklist for I-485 Based on Approved or Pending I-130 Petition	823
Sample Packet Preparation and Review Checklist for Marriage-Based, Standalone I-130 Petition .	829
Sample Packet Preparation and Review Checklist for Non-Marriage-Based, Concurrently Filed I-130 and I-485	833
Sample Packet Preparation and Review Checklist for Non-Marriage-Based, Standalone I-130 Petition	841
Sample Packet Preparation and Review Checklist for I-485 Application Based on Entry K-1/K2 Fiancé(e) Visa	847
Sample Packet Preparation and Review Checklist for I-765 and/or I-131 for Renewal of Employment Authorization Document and/or Advance Parole Travel Document Based on a Pending I-485.....	853
Sample Notice to Client That I-485 Has Been Filed with USCIS	855
Sample Courtesy Notice from USCIS Regrading I-693 Medical Examination Record	857
Sample Cover Letter for Submission for Form I-693 Medical Examination in Response to RFE....	859
Sample Tips for Client for Testifying at USCIS Interview for Adjustment of Status	861
Sample (Stokes-Type) Marriage-Based Interview Questions.....	863
Sample Checklist of Documents to Bring to Family-Based Petition Adjustment of Status USCIS Interview	867
Sample Guideline Letter for New Permanent Residents	869
Instructions and Tips for Completing Forms for Family-Based Immigrant Petition: I-130 and I-130A.	877
Instructions and Tips for Completing the Application for Adjustment of Status Based on a Family-Based I-130 Immigrant Petition: Forms G-28 and I-485.....	899
Instructions and Tips for Completing Form I-485A Supplement A for Adjustment of Status under §245(i).....	933
Instructions and Tips for Completing the Application for Travel Document Based on a Concurrently Filed or Pending I-485 Application for Adjustment of Status: Forms G-28 and I-131	941
Instructions and Tips for Completing Application for Work Authorization Document Based on Concurrently Filed or Pending I-485 Application for Adjustment of Status: Form I-765.....	949
Instructions and Tips for Completing the Form I-864 Affidavit of Support under INA §213 and the Form I-864A Contract between Sponsor and Household Member	961

Sample Immigrant Petition for Spouse of U.S. Citizen with Concurrent Application for INA §245(i) Adjustment of Status: Forms G-28, I-130, I-130A, I-485, I-485A, I-131, I-765, and I-864	979
------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----

Chapter 17: VAWA Self-Petitions.....1051

Overview.....	1051
General Self-Petition Requirements.....	1052
Marriage-Based Cases.....	1053
Parent-Child Cases	1056
The Application Process	1056
I-360 Process	1057
I-485 Adjustment of Status Process	1058
Naturalization.....	1059
Sample Workflow for VAWA I-360 Self-Petition with Concurrently Filed I-485 Application	1061
Sample Eligibility Screening Assessment Tool for Self- Petition for Abused Spouse, Child, or Parent under VAWA.....	1067
Sample Intake Questionnaire for Self-Petition for Abused Spouse, Child, or Parent under VAWA.....	1093
Sample Document Checklist for Client for I-360 for VAWA Self-Petitioning Spouse, Child, or Parent	1111
Sample VAWA I-360 Attorney Cover Letter.....	1119
Sample VAWA I-360 Exhibit List.....	1127
Sample VAWA I-360 Client Declaration	1129
Sample Packet Preparation and Review Checklist for Self-Petitioning Abused Spouse, Child, or Parent under VAWA	1139
Sample VAWA I-360 Prima Facie Determination	1151
Instructions and Tips for Completing Form I-360 for VAWA Self-Petitioning Spouse or Child of a U.S. Citizen or Lawful Permanent Resident or a VAWA Self-Petitioning Parent of U.S. Citizen Son or Daughter	1153
Sample Completed VAWA Application: Forms G-28, I-360.....	1165

Chapter 18: T Nonimmigrant Status1189

Overview.....	1189
Severe Forms of Trafficking	1189
Physical Presence	1192
Comply with Reasonable Requests of LEA.....	1193
Extreme Hardship.....	1195

The Filing Process.....	1196
Documentation and Evidence	1196
Annual Cap.....	1199
Admissibility and Waivers.....	1199
Derivative T Nonimmigrants	1200
Application and Evidence for Derivatives	1201
Benefits and Duration of Status	1202
Sample Workflow for T Nonimmigrant Status.....	1205
Sample Eligibility Screening Assessment Tool for T Nonimmigrant Status.....	1209
Sample Intake Questionnaire for Client for Application for T Nonimmigrant Status	1231
Sample Personal Statement.....	1239
Sample Packet Preparation and Review Checklist for T Nonimmigrant.....	1245
Sample Cover Letter for I-194 Application for T Nonimmigrant Status.....	1253
Instructions and Tips for Completing Forms for T Nonimmigrant Application: G-28, I-914, I-914 Supplement A, and I-765	1259
Sample T Nonimmigrant Application: Forms G-28, I-914, I-914 Supplement A, and I-765.....	1289
 Chapter 19: U Nonimmigrant Status	 1345
Overview.....	1345
Criminal Activity	1346
Qualifying Crime.....	1346
Qualifying Victim.....	1347
Possess Credible and Reliable Information.....	1347
Helpful to Qualifying Agency.....	1348
Substantial Physical or Mental Abuse.....	1348
The Filing Process.....	1349
The Petition Package	1349
Employment Authorization and the Bona Fide Determination Process	1351
Admission	1352
Qualifying Family Members	1352
Adjustment of Status	1353
Sample Workflow for U Nonimmigrant Status	1355
Sample Eligibility Screening Assessment Tool for U Nonimmigrant Status	1361
Sample Intake Questionnaire for Client for Application for U Nonimmigrant Status	1377

Sample Personal Statement for U Visa Petitioner	1385
Sample Cover Letter for Request for U Nonimmigrant Status Certification of I-918 Supplement B	1389
Sample Cover Letter for I-918 Petition for U Nonimmigrant Status	1391
Sample Cover Letter for Petition for U Nonimmigrant Status with Derivative Beneficiary Applicants	1395
Sample Packet Preparation and Review Checklist for Application for I-918 Petition for U Nonimmigrant	1401
Sample USCIS Notice of Bona Fide Determination Letter Where a (c)(14) EAD I-765 Application Was Not Previously Filed	1409
Sample USCIS Notice of Bona Fide Determination Letter Where a (c)(14) EAD I-765 Application Was Previously Filed	1411
Sample USCIS Notice That No Bona Fide Determination Is Being Made	1415
USCIS Bona Fide Determination Process Flowchart	1417
Sample Affidavit of Continuous Presence for U Nonimmigrant I-485	1419
Sample Sworn Statement of Compliance with Law Enforcement.....	1421
Sample Attorney Cover Letter for I-485 Adjustment of Status Application for U-1 Nonimmigrant.....	1423
Sample Packet Preparation and Review Checklist for I-485 Application for U Nonimmigrant	1425
Instructions and Tips for Completing Form I-918, and Form I-918, Supplement A, and Form I-765 for U Nonimmigrant Petition.....	1429
Sample U Nonimmigrant Petition: Forms G-28, I-918, I-765, and I-765WS	1469
Chapter 20: Consular Processing	1497
Overview	1497
Nonimmigrant Visa Processing.....	1497
Immigrant Visa Processing	1500
Initial Petitions	1500
NVC Processing	1501
Fees.....	1503
Form I-864.....	1504
Form DS-260 Online Visa Application.....	1505
Civil Documents.....	1505
Pre-Interview Steps	1507
Applicant Interview.....	1507
Adjudication	1508

COVID-19 Cautions.....	1508
Visa Revalidation.....	1509
Sample Workflow for Immigrant Visa Consular Processing for Family-Based Immigrant Petition	1511
Sample Intake Questionnaire for Form DS-260 Immigrant Visa Applicant Client.....	1517
Sample Intake Questionnaire for I-864 or I-864A Affidavit of Support for Petitioner/Sponsor, Co-Sponsor, or Joint Sponsor	1525
Sample Disclaimer Letter for Co-Sponsor Submitting Form I-864 Affidavit of Support	1529
Sample Email to Petitioner at the Beginning of Immigrant Visa Process	1531
Sample Email to Client about Consular Processing Steps in a Family-Based Case	1533
Sample List of Documents for Consular Processing for Client.....	1535
Sample Consular Processing List of Documents Required by NVC	1537
Sample Authorization from Client to Submit Form DS-260	1539
Sample Initial Notice from National Visa Center.....	1541
Sample CEAC Immigrant Visa Summary Information Page	1543
Sample CEAC Immigrant Visa Fee Invoice Page	1545
Sample CEAC Affidavit of Support Fee Payment Page.....	1547
Sample Notice from National Visa Center of Updated Information or Request	1551
Sample CEAC Immigrant Visa Messages Page	1553
Sample Consular Appointment Notice Issued by National Visa Center	1555
Sample Email to Client About Immigrant Visa Interview Documents Packet.....	1557
Sample Letter to Client Regarding Consular Processing Interview Packet.....	1559
Instructions and Tips for Completing Form DS-260 Immigrant Visa Application	1561
Sample Application for Immigrant Visa Based on an Approved Family-Based Immigrant Petition: Forms G-28, I-864, DS-260	1579
 Chapter 21: Post-Permanent Residence Concerns	1631
Overview.....	1631
Replacing Green Cards	1631
Conditional Residency for Spouses of U.S. Citizens	1633
Removal of Conditions by Joint Petition	1633
Waiving of Joint Filing Requirement.....	1634
Abandonment of Permanent Residency	1635
Intentional Abandonment.....	1637
Selective Service	1637

Children of Lawful Permanent Residents Born Abroad	1638
Carrying Permanent Residency Documentation	1638
Tax Issues for Lawful Permanent Residents	1638
Social Security Cards	1639
Public Benefits	1639
Medicare and Affordable Care Act	1640
Reentry Permits.....	1640
Sample Intake Questionnaire for Client for I-90 Application.....	1643
Sample Cover Letter for I-90 Renewal Card	1647
Sample I-90 Cover Letter to Replace Lost Card.....	1649
Sample I-90 Cover Letter to Correct USCIS Error.....	1651
Sample Packet Preparation and Review Checklist for I-90 Application to Replace Permanent Resident Card Submitted by Mail.....	1653
Instructions and Tips for Completing Forms for Renewal, Replacement, or Corrections to Permanent Resident Card: Forms G-28 and I-90.....	1657
Sample Application to Replace Permanent Resident Card: Forms G-28 and I-90	1675
Sample Workflow for I-751 Petition to Remove Condition from Permanent Resident Status	1687
Sample Intake Questionnaire for I-751 Petition	1691
Sample Document Checklist for Clients for a Joint I-751	1697
Sample List of Suggested Evidence Documenting Bona Fides of Marriage	1699
Sample Document Checklist for Clients for an I-751 Waiver Based on the Termination of the Marriage by Divorce or Death	1703
Sample Document Checklist for Clients for an I-751 Waiver Based on Abuse by Spouse or Parent.....	1705
Sample Statement from Petitioner Requesting that USCIS Accept Late Filing of Joint I-751 Petition..	1707
Sample Client Declaration for an I-751 Waiver Based on Abuse by Spouse or Parent	1709
Sample Cover Letter for a Joint I-751 Application.....	1717
Sample Cover Letter for I-751 Waiver after Termination of Marriage	1719
Sample Attorney Cover Letter for I-751 Waiver Based on Abuse by Spouse or Parent.....	1721
Sample Index of Exhibits for I-751 Waiver Based on Abuse by Spouse or Parent.....	1729
Sample Packet Preparation and Review Checklist for I-751, Petition to Remove Conditions on Residence	1731
Instructions and Tips for Completing Petition to Remove Conditions on Residence: Forms G-28 and I-751.....	1737
Sample Joint Application to Remove Conditions on Residence: Forms G-28 and I-751.....	1751

Chapter 22: Naturalization and Citizenship	1771
Overview.....	1771
Why Become a Citizen?	1771
Bases for Naturalization	1772
§316 Naturalization Requirements.....	1772
§319(a) Naturalization Requirements	1773
§319(b) Naturalization Requirements	1773
Age of the Applicant	1774
Presence in the United States as a Lawful Permanent Resident	1775
The Physical Presence Requirement	1775
Dating Permanent Residency	1776
Conditional Permanent Residency	1776
Exceptions to the LPR Time Period.....	1776
Continuing Residency	1777
Physical Presence	1777
Modifications and Exceptions to Continuous Residence and Physical Presence Based on Employment Abroad	1779
Employee of U.S. Government or Specified Entities.....	1779
Employee of Certain Media Organizations Abroad	1780
Employed Abroad in Religious Vocation	1780
N-470, Application to Preserve Residence for Naturalization	1780
Place of Residency	1781
Other Requirements to Naturalize.....	1783
Attachment to the Constitution.....	1783
Good Moral Character.....	1784
National Security.....	1787
Selective Service Registration.....	1787
The Naturalization Process	1788
When Can Application Be Filed?.....	1788
Investigation and Examination.....	1788
The Interview	1789
The Decision	1793
The Oath.....	1795
Spouses.....	1796

Children.....	1798
Sample Workflow for N-400 Application for Naturalization.....	1801
Sample Eligibility Screening Assessment Tool for Naturalization.....	1807
Sample Client Intake Questionnaire for Naturalization (Form N-400)	1821
Sample Document Checklist Letter for Client for Naturalization Application (N-400).....	1833
Sample Addendum to N-400 for Removal Proceedings and Criminal Charges.....	1837
Sample Addendum to N-400 for Client for Overdue Taxes Owed.....	1839
Sample Addendum to N-400 for Selective Service Registration.....	1841
Sample Packet Preparation and Review Checklist for N-400 Application for Naturalization	1843
Sample N-400 Cover Letter for Naturalization after Five Years as an LPR	1849
Sample N-400 Cover Letter Where Additional Evidence Required to Address Good Moral Character Issues.....	1851
Sample N-400 Cover Letter for Naturalization as Spouse of U.S. Citizen.....	1853
Sample Letter to Client When N-400 Is Submitted to USCIS.....	1855
Sample N-400 Naturalization Interview Notice.....	1857
Sample Checklist for Naturalization Interview for Client	1861
Sample Client Tips for Testifying at a USCIS Naturalization Interview.....	1863
Sample Addendum for Correction of Error on Form N-400 for Client to Present at Interview	1865
Sample Notice of Naturalization Oath Ceremony	1867
Sample Request to Reschedule Naturalization Oath Ceremony	1871
Instructions and Tips for Completing Forms for Naturalization: Forms G-28 and N-400	1873
Sample Application for Naturalization: Forms G-28 and N-400.....	1901
Sample Packet Preparation and Review Checklist for N-600, Application for Certificat of Citizenship Where U.S. Citizenship Automatically Derived from U.S. Citizen Parent	1925
Sample N-600 Cover Letter	1929
Sample Workflow for N-600K Application.....	1931
Sample N-600K Cover Letter	1935
Sample Packet Preparation and Review Checklist for N-600K, Application for Citizenship and Issuance of Certificate under INA §322	1937
Sample Notice of Continuance from USCIS for N-600K.....	1941
Sample N-600K Oath Ceremony Notice	1943
Sample Eligibility Screening Assessment Tool for N-470 Application to Preserve Residence for Naturalization Purposes	1945
Sample N-470 Cover Letter	1947