

# **Application for Provisional Unlawful Presence Waiver**

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

For USCIS	Initial Receipt	Fees	Stamp	Action Block
Use Only	Resubmitted	Rela	ocated	
Only		Received	Sent	
	To Be Completed by an A	ttorney or	Check box if G-28 is at	tached to represent the applicant.
	<b>BIA-Accredited Representat</b>	<i>tive</i> , if any.	Attorney State License	Number:

#### ► START HERE - Type or print in black ink.

Part 1. Information About Applicant		<b>5.a.</b>	Family Name     (Last Name)
Prov	ide the following information about yourself.	5.b.	Given Name (First Name)
1.	Alien Registration Number (A-Number) <i>(if applicable)</i> A-	5.c.	Middle Name
2.	U.S. Social Security Number ( <i>optional</i> )	Ho	me Address (where you physically reside)
2.		6.a.	Street Number and Name
<b>¥</b> 7		6.b.	Apt. Ste. Flr.
You	ur Full Name	6.c.	City or Town
3.a.	Family Name     (Last Name)		State 6.e. Zip Code
3.b.	Given Name (First Name)	Ma	<i>iling Address</i> (if different from Home Address)
3.c.	Middle Name	7.a.	In Care Of Name
0.0			
<i>Otl</i> 4.a.	her Names Used (if any) Family Name (Last Name)	7.b.	Street Number     and Name       Apt.       Ste.       Flr.
4.b.	Given Name (First Name)		Apt.   Ste.   Flr.     City or Town
4.c.	Middle Name	7.e.	State 7.f. Zip Code

Par	rt 1. Information About Applicant (continued)	<b>21.</b> a.	Place or Port of Entry (City or Town)
Co	ntact Information		
8.	Daytime Phone Number <i>(if any)</i> Extension	21.b	. State
		<b>22.</b> a.	Date From (mm/dd/yyyy)
9.	E-mail Address ( <i>if any</i> )	22.b	. Date To (mm/dd/yyyy) ►
		23.	Immigration Status (at the time of entry)
Bir	th and Citizenship		
10.	Date of Birth $(mm/dd/yyyy)$	24.	Are there other previous entries? Yes No
11.	City or Town of Birth		If "Yes," include the place of entry, dates, and immigration status for previous entries in <b>Part 5, Additional</b>
12.	Province of Birth <i>(if applicable)</i>		Information, of this form.
		Im	migration or Criminal History
13.	Country of Birth	25.	Are you currently in removal proceedings (this includes being subject to a final removal order or to a DHS order reinstating a prior removal order)? Yes No
14.	Country of Citizenship		<i>Note:</i> If you answered "No," skip to Item Number 27.
			<i>Note:</i> If your case has been administratively closed, you
Las	st Entry Into the United States		are still "in removal proceedings" until the Department of
15.	Date of Entry $(mm/dd/yyyy)$		Justice, Executive Office for Immigration Review (EOIR) terminates or dismisses your case. However, you are eligible to apply for a provisional unlawful presence waiver
16.a	Place or Port of Entry (City or Town)		if EOIR has not placed your removal proceedings back on EOIR's calendar to continue your removal proceedings.
16.b	. State	26.	If you answered "Yes" to <b>Item Number 25.</b> , select the statement below that most accurately describes your current situation:
17.	Immigration Status (at the time of entry)		☐ I am in removal proceedings that are administratively closed and have <b>not</b> been placed back on EOIR's calendar to continue my removal proceedings, <b>at the time of filing a Form I-601A</b> .
Pre	evious Entries Into the United States		<i>Note:</i> Provide a copy of the administrative closure
• •	<ul><li>licant was previously in the United States as follows:</li><li>Place or Port of Entry (City or Town)</li></ul>		notice. You should seek termination or dismissal of your removal proceedings <b>before</b> you depart the United States if your application for a provisional unlawful presence waiver is approved.
18.b	. State		I am now subject to a final order of removal, deportation, or exclusion, or to the reinstatement of a prior removal order.
	Date From (mm/dd/yyyy) ►		I am subject to a DHS order reinstating a prior removal order.
19.b 20.	Date To (mm/dd/yyyy) ►         Immigration Status (at the time of entry)		I am currently in removal proceedings that are not administratively closed, or I am currently in removal proceedings that were administratively closed, but my proceedings have been placed back on EOIR's calendar to continue my removal proceedings.

offense?	Yes	🗌 No
Have you ever engaged in, ordered, incite otherwise participated in any of the follow		l or
<b>31.a.</b> Acts involving torture, genocide, or human trafficking?	Yes	🗌 No
<b>31.b.</b> Killing any person?	Yes	🗌 No
<b>31.c.</b> Severely injuring any person?	Yes	🗌 No
<b>31.d.</b> Any kind of sexual contact or relation who was being forced or threatened?	ns with any	person
presence waiver, and your application may "Yes" response, provide the location and d a brief description in <b>Part 5., Additional In</b> form. For <b>Item Number 29.</b> , if you were no crime or offense, provide a statement or oth from the arresting authority or prosecutor's you were not charged with any crime or off answered "Yes" to <b>Item Number 30., you n</b> <b>related court dispositions</b> .	ate of the e formation, t charged v ter docume to office to s fense. If you	vent, and of this vith any ntation how that ı
Part 2. Information About Immed Petition and Immigrant Visa Proc		ative
Provide the following information about the relative petition (Form I-130 or I-360) and t visa application.		
Approved Visa Petition		
1. USCIS Receipt Number		
Form I-601A 03/04/13		

Have you ever knowingly and willfully given false or

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

27.

28.

29.

30.

offense?

#### **Petitioner's Full Name**

misleading information to a U.S. Government official while applying for an immigration benefit or to gain entry	2.a.	Family Name (Last Name)
or admission into the United States? Yes No Have you ever knowingly assisted or attempted to assist	2.b.	Given Name (First Name)
the entry of someone, even a family member, into the United States without the benefit of a valid travel	2.c.	Middle Name
document in violation of U.S. law? Yes No	3.	Petitioner's Relationship to Applicant (Select only one)
Have you ever been arrested, cited, or detained by a law enforcement officer (including immigration and military		U.S. Citizen Spouse
officers) in the United States, your home country, and/or any other country for any reason other than traffic		U.S. Citizen Parent
violations?		U.S. Citizen Son or Daughter
Have you ever been charged, indicted, convicted, imprisoned or jailed in the United States, your home		Self (I-360 petitioner only)

#### **Immigrant Visa Processing**

4. Consular Case Number (NVC Case Number)

5. Did the Department of State initially act before January 3, 2013, to schedule you to appear at a U.S. Embassy or consulate for an immigrant visa interview based on the approved immediate relative petition listed in Part 2., Item Number 1.? Yes No

Note: USCIS may reject or deny your application if you answer "Yes," do not answer the question, or answer "No" but DOS records indicate that DOS initially acted prior to January 3, 2013, to schedule you for an immigrant visa interview.

#### Part 3. Information About Qualifying Relative

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

#### **Qualifying Relative's Full Name**

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

Part 3.	Information	About	Qualifying	Relative
(contin	ued)			

**3.** Do you have more than one qualifying relative (U.S. citizen spouse or parent)?

If you answered "Yes" provide the name, relationship and evidence of the U.S. citizenship of the other qualifying relative in **Part 5., Additional Information,** of this form.

# Part 4. Statement From Applicant

In the space provided, explain in detail why you believe your application for a provisional unlawful presence waiver should be approved as a matter of discretion. List all of the reasons you believe support your application for a provisional unlawful presence waiver, including information about the extreme hardship your qualifying relatives would experience if you were refused admission to the United States.

## Part 5. Additional Information

If you need more space to provide any additional information within this application, please use the space below. If you require more space than what is provided in this section, you may use a separate sheet(s) of paper. You must include your full name on each sheet of paper along with the **Page Number**, **Part Number**, and **Item Number** related to your explanation.

# **Part 6. Signature of Applicant** (Read the **Penalties** section of the instructions **before** you sign this application.)

I certify, under penalty of perjury under the laws of the United States, that this application and the evidence submitted with it are all true and correct to the best of my knowledge and abilities. I authorize the release of any information from my records that U.S. Citizenship and Immigration Services (USCIS) needs to determine my eligibility for this provisional unlawful presence waiver.

I further authorize release of information contained in this form, supporting documents, and my USCIS records to other entities and persons where necessary for the administration of the U.S. immigration laws.

**1.a.** Signature of Applicant

**1.b.** Date of Signature (mm/dd/yyyy)  $\blacktriangleright$ 

**Part 7. Signature and Contact Information of Person Preparing This Application** *(if other than the applicant)* 

**NOTE:** If you are an attorney or BIA-accredited representative, you must submit a completed Form G-28, Notice of Entry of Appearance as Attorney or Accredited Representative, along with this form.

1. Attorney or Representative: In the event of a Request for Evidence (RFE), may USCIS contact you by e-mail?

	Yes		No
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## **Preparer's Full Name**

Provide the following information concerning the preparer:

- **2.a.** <u>Preparer's Family Name (Last Name)</u>
- 2.b. Preparer's Given Name (First Name)
- 3. Preparer's Business or Organization Name

Part 7. Signature and Contact Information of
Person Preparing This Application (continued)

## **Preparer's Mailing Address**

<b>4.</b> a.	Street Number and Name	
4.b.	Apt. Ste. Flr.	
4.c.	City or Town	
4.d.	State 4.e. Zip Code	
4.f.	Postal Code	
4.g.	Province	
4.h.	Country	
Pre	parer's Contact Information	
5.	Preparer's Daytime Phone Number	Extension
6.	Preparer's E-mail Address (if any)	

# **Declaration of Preparer**

I declare that this document was prepared by me at the request of the applicant, and it is based on all information of which I have knowledge and/or was provided to me by the above named person in response to the exact questions contained on this form. I have not knowingly withheld any information or provided responses for the applicant.

7 <b>.a.</b>	Signature of Preparer	
	orreputer	

**7.b.** Date of Signature (mm/dd/yyyy)

# Part 8. Signature of Interpreter

1. Language Used

I certify that I am fluent in English and the language above. I further certify that I have read each and every question and instruction on this form, as well as the answer to each question, to this applicant in the above-mentioned language, and that the applicant has informed me that he or she has understood each and every instruction and question of the form, as well as the answer to each question on the form.

- **2.a.** Signature of Interpreter
- **2.b.** Date of Signature (mm/dd/yyyy)  $\blacktriangleright$

## Interpreter's Information

- **3.a.** Interpreter's Family Name (Last Name)
- **3.b.** Interpreter's Given Name (First Name)