

Request Deferred Action for Childhood Arrivals

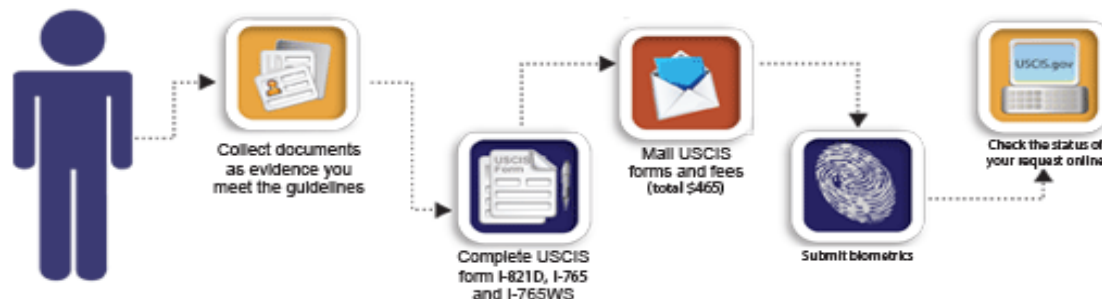
After years of victories, fights, lawsuits, and a Supreme Court battle, DACA is restored. Back in June, SCOTUS said that Trump's decision to end DACA is arbitrary and capricious. Effective December 7, 2020, [USCIS has now been ordered by Judge Nicholas George Garaufis](#), of the U.S. District Court for the Eastern District of New York to **accept first-time requests, extend one-year DACA grants to now two years, accept advance parole, and continue accepting DACA renewal requests based on the DACA policy prior to September 5, 2017** - [we continue to advise to check the USCIS website for any significant updates](#) - we are encouraging If you have never had DACA and are considering whether to apply for it for the first time to start to get prepared by reviewing the information down below and [consult with an immigration attorney before submitting paperwork to USCIS](#). For assistance with your **DACA Renewal**, please visit our [Calendly for DACA Consultation](#) to schedule your appointment. Full disclosure, we are not attorneys. If you'd like more DACA information, please visit the [USCIS website](#) or consult with an immigration attorney.

DACA Guidelines Checklist:

- ☐ Born on or after June 16, 1981
- ☐ Came to the United States before reaching 16th birthday
- ☐ Have continuously resided in the U.S. since June 15, 2007 up to the present time
- ☐ If previously deported, ordered removed, or left the US during this period,
 - ☐ **DISCUSS WITH AN IMMIGRATION ATTORNEY**
- ☐ Were physically present in the United States on June 15, 2012, and at the time of making DACA application
- ☐ Entered without inspection, or lawful immigration status expired as of June 15, 2012
- ☐ Are currently in school, have graduated from high school, or obtained a general education certificate (GED)
- ☐ Have NOT been convicted of a felony, significant misdemeanor, three or more other misdemeanors, and do
 - ☐ not otherwise pose a threat to national security or public safety
- ☐ If you have any arrests or criminal convictions, **DISCUSS WITH AN ATTORNEY**
- ☐ Be at least 15 years old to apply (unless you are or have been in deportation proceedings)

Filing Process for DACA

You should consider If you meet the DACA guidelines: Complete the following steps to submit a request to USCIS.



EXAMPLES OF DOCUMENTS TO PROVE ELIGIBILITY

You will need to submit supporting documents with your request for DACA. You can submit legible copies of these documents unless the instructions specify you must submit an original document. We strongly recommend that you discuss your case with an attorney or accredited representative before submitting any documentation to the government.

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| <input type="checkbox"/> Proof of identity | <ul style="list-style-type: none"> • Passport or national identity document from your country of origin • Birth certificate with photo identification • School or military ID with photo • Any U.S. government immigration or other document bearing your name and photo |
| <input type="checkbox"/> Proof you came to the U.S. before your 16th birthday | <ul style="list-style-type: none"> • Passport with admission stamp • Form I-94/I-95/I-94W • School records from the U.S. schools you have attended • Any Immigration and Naturalization Service or DHS document stating your date of entry (Form I-862, Notice to Appear) • Travel records • Hospital or medical records • Employment records (pay stubs, W-2 Forms, etc.) • Official records from a religious entity confirming participation in a religious ceremony • Copies of money order receipts for money sent in or out of the country • Birth certificates of children born in the U.S. • Dated bank transactions • Automobile license receipts or registration • Deeds, mortgages, rental agreement contracts • Tax receipts, insurance policies |

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| <ul style="list-style-type: none"> <input type="checkbox"/> Proof of immigration status <input type="checkbox"/> Proof If you have been in deportation proceedings or entered with a visa, proof of expired immigration status | <ul style="list-style-type: none"> • Form I-94/I-95/I-94W with authorized stay expiration date • A final order of exclusion, deportation, or removal issued as of June 15, 2012 • A charging document placing you into removal proceedings • DISCUSS THESE ISSUES WITH AN ATTORNEY |
| <ul style="list-style-type: none"> <input type="checkbox"/> Proof of presence in the U.S. on June 15, 2012 <input type="checkbox"/> Proof you continuously resided in the U.S. since June 15, 2007 | <ul style="list-style-type: none"> • Rent receipts or utility bills • Employment records (pay stubs, W-2 Forms, etc.) • School records (letters, report cards, etc.) • Military records (Form DD-214 or NGB Form 22) • Official records from a religious entity confirming participation in a religious ceremony • Copies of money order receipts for money sent in or out of the country • Passport entries • Birth certificates of children born in the U.S. • Dated bank transactions • Automobile license receipts or registration • Deeds, mortgages, rental agreement contracts • Tax receipts, insurance policies |
| <ul style="list-style-type: none"> <input type="checkbox"/> Proof of your student status at the time of requesting DACA | <ul style="list-style-type: none"> • Official records (transcripts, report cards, etc.) from the school you are currently attending in the United States. • U.S. high school diploma or certificate of completion • U.S. GED certificate |
| <ul style="list-style-type: none"> <input type="checkbox"/> Proof you are an honorably discharged veteran of the Coast Guard or Armed Forces of the U.S. | <ul style="list-style-type: none"> • Form DD-214, Certificate of Release or Discharge from Active Duty • NGB Form 22, National Guard Report of Separation and Record of Service • Military personnel records • Military health records |

WHERE TO OBTAIN FORMS:

- USCIS: For the most up to date form, please visit the link down below.
 - <https://www.uscis.gov/i-821d>

APPLICATION CHECKLIST:

- ☐ **Form I-821D-** Original, handwritten signature, and date
- ☐ **Form I-765-** Application for Work Authorization
- ☐ **Form I-765 WS-** Application for Work Authorization Worksheet
- ☐ **Form G-1145-** Optional E-Notification of Request Acceptance
- ☐ Two passport-style pictures
- ☐ \$495 Fee- Check or Money Order made payable to “U.S. Department of Homeland Security”
- ☐ Submit all the necessary documents (evidence to prove eligibility), with translations if not in English
- ☐ Make a copy of everything you are submitting (forms, documentation) and keep for your records

If USCIS Grants DACA in Your Case

If USCIS grants DACA and employment authorization in your case, you will receive a written notice of that decision. An Employment Authorization Document will arrive separately in the mail.

If USCIS Does Not Grant DACA in Your Case

If USCIS decides not to grant DACA in your case, you cannot appeal the decision or file a motion to reopen or reconsider. USCIS will not review its discretionary determinations.

USCIS will apply its policy guidance governing the referral of cases to the U.S. Immigration and Customs Enforcement (ICE) and the issuance of notices to appear. If your case does not involve a criminal offense, fraud, or a threat to national security or public safety, they will not refer your case to ICE for purposes of removal proceedings except where DHS determines there are exceptional circumstances. For more information on notices to appear, visit www.uscis.gov/NTA.

Mail your completed application:

- we are encouraging If you have never had DACA and are considering whether to apply for it for the first time to start to get prepared by reviewing this information and consulting with an immigration attorney before submitting paperwork to USCIS.
- Send your entire application packet to the USCIS Facility lockbox after receiving guidance from an immigration attorney.
 - USCIS Phoenix Lockbox Facility:

USCIS
P.O. Box 20700
Phoenix, AZ 85036-0700

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