|  | Initial Receipt | Fee Stamp | Action Block |
| :--- | :---: | :---: | :---: |
| For |  |  |  |
| USCIS <br> Use <br> Only | Resubmitted |  |  |
|  |  | Received | Sent |

To Be Completed by an Attorney or BIA-Accredited Representative, if any.
$\triangle$ Check box if G-28 is attached to represent the applicant. Attorney State License Number: 6306574

START HERE - Type or print in black ink.

## Part 1. Information About Applicant

Provide the following information about yourself.

1. Alien Registration Number (A-Number) (if applicable)
$\square$

- A-

2. U.S. Social Security Number (optional)


## Your Full Name



Other Names Used (if any)



Home Address (where you physically reside)


Mailing Address (if different from Home Address)


## Part 1. Information About Applicant (continued)

## Contact Information

8. Daytime Phone Number (if any)

Extension

9. E-mail Address (if any)


## Birth and Citizenship

10. Date of Birth $(\mathrm{mm} / \mathrm{dd} /$ yyyy $)$
11. City or Town of Birth
12. Province of Birth (if applicable)
```
Veracruz
```

13. Country of Birth

Mexico
14. Country of Citizenship

Mexico

## Last Entry Into the United States

15. Date of Entry (mm/dd/yyyy) $08 / 28 / 1999$
16.a. Place or Port of Entry (City or Town)

16.b. State

16. Immigration Status (at the tipne ofentry)

Entry Without Inspection

## Previous Entries Into the United States

Applicant was previously in the United States as follows:
18.a. Place or Port of Entry (City or Town)
$\square$
18.b. State $\square$ 19.a. Date From ( $\mathrm{mm} / \mathrm{d} / \mathrm{d} / \mathrm{yyy}$ )

19.b. Date To (mm/dd/yyyy)

20. Immigration Status (at the time of entry)

[^0]21.a. Place or Port of Entry (City or Town)

## None

21.b. State $\square$
22.a. Date From (mm/dd/yyyy)

22.b. Date To (mm/dd/yyyy) $\square$
23. Immigration Status (at the time of entry)

```
N/A
```

24. Are there other previous entries?

If "Yes," include the place of entry, dates, and immigration status for previous entries in Part 5, Additional Information, of this form.

## Immigration or Criminal History

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)? $\quad \square$ Yes $\quad X$ No

Note: If you answered "No," skip to Item Number 27.

## Fot

Note: If your case has been administratively closed, you are still "in removal proceedings" until the Department of Justice, Executive Office for Immigration Review (EOIR) terminates or dismisses your case. However, you are eligible to apply for a provisional unlawful presence waiver if EOIR has not placed your removal proceedings back on EOIR's calendar to continue your removal proceedings.
26. If you answered "Yes" to Item Number 25., select the statement below that most accurately describes your current situation:

I am in removal proceedings that are administratively closed and have not been placed back, on EOIR's calendar to continue my removal proceedings, at the time of filing a Form I-601A.
Note: Provide a copy of the administrative closure notice. You should seek termination or dismissal of your removal proceedings before you depart the United States if your application for a provisional unlawful presence waiver is approved.

I am now subject to a final order of removal, deportation, or exclusion, or to the reinstatement of a prior removal order.
$\square$ I am subject to a DHS order reinstating a prior removal order.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.
27. Have you ever knowingly and willfully given false or misleading information to a U.S. Government official while applying for an immigration benefit or to gain entry or admission into the United States?Yes
$\triangle$ No
28. Have you ever knowingly assisted or attempted to assist the entry of someone, even a family member, into the United States without the benefit of a valid travel document in violation of U.S. law?
 Yes No
29. Have you ever been arrested, cited, or detained by a law enforcement officer (including immigration and military officers) in the United States, your home country, and/or any other country for any reason other than traffic violations?

30. 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 offense?

Have you ever engaged in, ordered, incited, assisted or otherwise participated in any of the following:
31.a. Acts involving torture, genocide, or $\square$ Yes $\quad X$ No human trafficking?
31.b. Killing any person?

Yes $\quad X$ No
31.c. Severely injuring any person? $\quad \square$ Yes $X$ No

## 31.d. Any kind of sexual contact or relations with any person who was being forced or threatened? <br> $\square$ Yes No

Note: If you answered "Yes" to any item in Item Numbers 27.-31.d., you may be ineligible for a provisional unlawful presence waiver, and your application may be denied. For each
"Yes" response, provide the location and date of the event, and a brief description in Part 5., Additional Information, of this form. For Item Number 29., if you were not charged with any crime or offense, provide a statement or other documentation from the arresting authority or prosecutor's office to show that you were not charged with any crime or offense. If you answered "Yes" to Item Number 30., you must provide all related court dispositions.

## Part 2. Information About Immediate Relative Petition and Immigrant Visa Processing

Provide the following information about the approved immediate relative petition (Form I-130 or I-360) and the related immigrant visa application.

## Approved Visa Petition

## 1. USCIS Receipt Number



## Petitioner's Full Name


3. Petitioner's Relationship to Applicant (Select only one)

X U.S. Citizen SpouseU.S. Citizen ParentU.S. Citizen Son or Daughter
$\square$ Self (l-360 petitioner only)

## Immigrant Visa Processing

4. Consular Case Number (NVC Case Number)
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D C D J
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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.?

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


2. Relationship to Applicant

X U.S. Citizen Spouse

$\square$ U.S. Citizen Parent

## Part 3. Information About Qualifying Relative (continued)

3. Do you have more than one qualifying relative (U.S. citizen spouse or parent)?
$\square$ Yes $X$ No
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.

I believe that my application should be approved for several reasons. First, and

most importantly, my husband, | suffer terribly if I were not living with |
| :--- |
| him in the United States. Several years |
| ago, at the beginning of our relationship, |
| doctors amputated |
| trying for years to cure an infection that |
| developed from a broken ankle that would |
| not heal. I was with $\quad$ for several |
| surgeries before his amputation, also, and |
| was at his side every time he would wake |
| up, including after the surgery where he | lost the leg.


has mentioned selling the I tell him not to because I am here to help him with whatever he needs. and I also share many financial responsibilities and obligations. We have joint accounts with utility companies and the bills come with both our names on them. We have a bank account together. We also share many mutual friends who have written letters of support for me. and I have helped each other break through many barriers during the time we have been together. When I first met

I barely spoke English, and he had just gotten out of an extremely abusive relationship. We helped each other with the trust issues that we had developed in self-defense because of the difficulties we had been through. Now, we are both more happy and outgoing people. Besides the hardship that would be caused I have lived in the United

States as a productive member of society for many years. I have never been arrested or deported, and I do not engage in any illegal activity. I go to work and go home and do everything I can to keep my small family happy and comfortable. I am aware of the fact that I broke the law when I came to the United States, and I am very regretful of that. If you grant me this opportunity to waive my unlawful presence, I will live my life in absolute respect of the immigration laws of the United States, and hopefully naturalize as
a citizen when $I$ have the opportunity.
Thank you for your consideration of my
case and I look forward to your response.

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

## Preparer's Mailing Address

4.a. Street Number
and Name 401 S LaSalle St
4.b. Apt.
Ste.
Flr. $\square$
801R
4.c. City or Town

## Chicago

4.d. State $I L$
4.e. Zip Code 60605
4.f. Postal Code $\square$
4.g. Province $\square$
4.h. Country United States

## Preparer's Contact Information

5. Preparer's Daytime Phone Number

Extension

$\square$
6. Preparer's E-mail Address (if any)
mcleanlaw.chicago@gmail.com

## 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 informationor provided responses for the applicant.
7.a. Signature of Preparer

7.b. Date of Signature (mm/dd/yyyy) O1/22/2015

## 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 ( $\mathrm{mm} / \mathrm{d} d /$ yyyy) $\square$

## Interpreter's Information

3.a. Interpreter's Family Name (Last Name)

3.b. Interpreter's Given Name (First Name)
$\square$

# Payment Receipts for IV Case IV Fee Payment Receipt Details <br> Principal Applicant <br> Payment of Services Initiated 29-JAN-2015 15:35:29 <br> Payment Processed Date 30-JAN-2015 <br> Payment Amount \$325.00 <br> Payer McLean, William G <br> Payer Emaill mcleanlaw.chicago@gmail.com <br> Transaction ID 25JI541E 

Applicant


IV Fee Payment Status
PAID

Fee
Amount
\$325.00

## Next Steps

If your payment status shows that it is IN PROCESS, wait two to three business days for the payment to clear. Then sign into the system again to check for a status update.

If your payment status shows a status other than IN PROCESS or PAID, sign in to the Immigrant Visa Invoice Payment Center page https://ceac.state.gov/CTRAC/Invoice/Signon. aspx and click on Get Help.

If you receive a notice that your case has entered termination, do not attempt to pay any fees. You must contact the National Visa Center (NVC) immediately to resume processing of your petition. You can find NVC contact information at http://travel. state. gov/content/visas/english/immigrate/nvc/nvc-contactinformation.html

When the IV fee payment status is PAID:

1. Each applicant must complete and submit an Online Immigrant Visa and Alien Registration Application (DS-260). To submit your application, go to http://ceac.state.gov/iv, and sign in. Read the Summary Information. Click on the IV APPLICATION tab and follow the application instructions.
2. To review specific U.S. Embassy or Consulate instructions and options that may apply to your case, go to http:///nvc. state.gov and click on Step 5: Collect supporting documents. You will find the information in a downloadable PDF format at the bottom of the page.
3. To complete your Immigr /isa Application, you must sı t copies of all supporting documents. Go to http://nvc.state.gov and click on Step 6: Submit documents to the NVC. You will find instructions if you are required to email your documents, as well as the processing and mailing information.
4. If you are required to submit physical copies of your documents, you must include a barcoded cover sheet to identify your documents.

- If you received an Instruction Packet from the NVC, it contains a cover sheet. You can send that cover sheet or a copy of the cover sheet.
- If you need a new cover sheet, print one by clicking the Print Document Cover Sheet button on the Receipt page.
- If you cannot print a cover sheet, click the Email Document Cover Sheet button. Then send an electronic copy to an email address where you can print it.


## IMPORTANT NOTES:

- If you decide to file Form I-601A, Application for Provisional Unlawful Presence Waiver with USCIS, you must include a copy of this fee payment receipt or USCIS will reject your Form I-601A.
- Please keep this receipt for your records. If you can't print the receipt now, return to the Receipt Screen and email a copy to an address where you can print it later.
- Do not let more than one-year pass without contacting the NVC about your immigrant visa petition. If a period of one-year passes from the last date of contact, all submitted forms and fees will expire and you must resubmit them to resume processing.
- You will find the next steps about AOS fee payments on the AOS fee payment receipt.


# Payment Receipts for IV Case AOS Fee Payment Receipt Details 

Payment Status PAID Principall Applicant Petitioner
Payment Amount $\$ 120.00$
Payment of Services Initiated 29-JAN-2015 15:34:15
Payment Processed Date 30-JAN-2015
Payer McLean, William G
Payer Emaill mcleanlaw.chicago@gmail.com
Transaction ID 25JI6590

## Next Steps

If your payment status shows that it is IN PROCESS, wait two to three business days for the payment to clear. Then sign into the system again to check for a status update.

If your payment status shows a status other than IN PROCESS or PAID, sign in to the Immigrant Visa Invoice Payment Center page https://ceac.state.gov/CTRAC/Invoice/Signon.aspx and click on Get Help.

If you receive a notice that your case has entered termination, do not attempt to pay any fees. You must contact the National Visa Center (NVC) immediately to resume processing of your petition. You can find NVC contact information at http://travel.state.gov/content/visas/english/immigrate/nvc/nvc-contact-

## information, html.

To review specific U.S. Embassy or Consulate instructions and options that may apply to your case, go to http://nvc.state.gov and click on Step 5: Collect supporting documents. You will find the information in a downloadable PDF format at the bottom of the page.

## When the AOS fee payment status is PAID:

1. The petitioner must complete and submit an Affidavit of Support (Form I-864). To submit your application, go to http://nvc.state.gov and click on Step 4: Collect financial documents.
2. Read the introductory paragraph. Then click on > Complete an Affidavit of Support form. From the chart, select the form that fits your situation. You will need to click the GO button to access the form and instructions.
3. To complete your Immigrant Visa Application, you must submit copies of all supporting documents. Go to http://nvc.state.gov and click on Step 6: Submit documents to the NVC. You will find instructions if you are required to email your documents, as well as the processing and mailing information.
4. If you are required to submit physical copies of your documents, you must include a barcoded cover sheet to identify your documents.

- If you received an Instruction Packet from the NVC, it contains a cover sheet. You can send that cover sheet or a copy of the cover sheet.
- If you need a new cover sheet, print one by clicking the Print Document Cover Sheet button on the Receipt page.
- If you cannot print a cover sheet, click the Email Document Cover Sheet button. Then send an electronic copy to an email address where you can print it.

You will find steps concerning IV fee payments on the IV fee payment receipt.


| RECEIPT NUMBER | CASE TYPE II30 PETITION FOR ALIEN RELATIVE |
| :---: | :---: |
| RECEIPT DATE  <br> April 4, 2014 PRIORITY DATE <br> April 3, 2014  | PETITIONER |
| NOTICE DATE  <br> October 30,2014 PAGE <br> 1 of 1 | BENEFICIARY |
| WILLIAM GASTON MCLEAN LAW OFFICE OF WILLIAM G MCLEAN <br> 401 S LASALLE ST STE 801R CHICAGO IL 60605 | Notice Type: Approval Notice <br> Section: Husband or wife of U.S. Citizen, 201 (b) INA |

The above petition has been approved. We have sent the original visa petition to the Department of State National Visa Center (iNVC), 32 Rochester Avenue, Portsmouth, NH 03801-2909. NVC processes all approved immigrant visa petitions that need consular action. It also determines which consular post is the appropriate consulate to complete visa processing. NVC will then forward the approved petition to that consulate.

The NVC will contact the person for whom you are petitioning(beneficiary) concerning further immigrant visa processing steps.

You should allow a minimum of 30 days for Department of state processing before contacting the NVC. If you have not received any correspondence from the NVC within 30 days, you may contact the NVC by e-mail at NVCINQUIRYEstate.gov. You will need to enter the USCIS receipt number from this approval notice in the subject line. In order to receive information about your petition, you will need to include the Petitioner's name and date of birth, and the Applicant's name and date of birth, in the body of the e-mail.

The approval of this visa petition does not in itself grant any imaigration status and does not guarantee that the alien beneficiary will subsequently be found to be eligible for a visa, for admission to the united States, or for an extension, change, ot adjustment of status.

THIS EORM IS NOT A VISA NOR MAY IT EE USED IN PLACE OE A VISA.
NOTICE: AIthough this application/petition has been approved, USCIS and the U.S. Department of Homeland Security reserve the right to verify the information submitted in this appiication, petition and/or supporting documentation to ensure conformity with applicable laws, rules, regulations, and other authorities. Methods used for verifying information may include, but are not limited to, the review of public information and records, contact by correspondence, the internet, or telephone, and site inspections of businesses and residences. Information obtained during the course of verification will be used to determine whether revocation, rescission, and/or removal proceedings are appropriate. Applicants, petitioners, and representatives of record wili be provided an opportunity to address derogatory information before any formal proceeding is initiated.

Please see the additional information on the back. You will be notified separately about any other cases you filed.
U.S. CITIZENSHIP \& IMMIGRATION SVC

CALIEORNIA SERVICE CENTER
P. O. BOX 30111

LAGUNA MESUEL CA 92607-0111


Customer Serwice Telephone: (800) 3'75-5283

401 S. LaSalle St.
Ste. 801 R
Chicago, IL 60605


February 4, 2015
USCIS
P.O. Box 4599

Chicago, IL 60680


Dear Officer,
I am writing this letter on behalf of my clients "Petitioner") and ( "Beneficiary"). Petitioner filed an I-130, Petition for Alien Relative for Beneficiary and USCIS approved it. Beneficiary paid the Immigrant Visa and Affidavit of Support fees online. Petitioner would suffer from extreme hardship, physically, emotionally, and financially if Beneficiary were not admitted to the United States. Please find evidence of extreme hardship, as well as all other required evidence, indexed below:

- Forms:
- G-28, Notice of Appearance of Attorney;
- I-601A, Application for Provisional Unlawful Presence Waiver;
- Exhibit 1: U.S. Department of State (DOS) Immigrant Visa Processing Fee Receipts:
- Receipt for $\$ 120$ Affidavit of Support payment;
- Receipt for $\$ 325$ Immigrant Visa payment;
- Exhibit 2: Copy of Form I-797 indicating approval of the immediate relative petition:
- Form I-797, Notice of Action showing approval of Petitioner's I-130, Petition for Alien Relative for Beneficiary on October 30, 2014;
- Exhibit 3: Evidence of Extreme Hardship: Financial Considerations:
- 3A: Bank and Trust Company statements for Petitioner's and Beneficiary's joint account;
- 3B: Rural Electric Convenience Cooperative Co. statements for Petitioner's and Beneficiary's joint utility account;
- 3C: Flower Sanitation Inc. statement in both Petitioner's and Beneficiary's name;
- 3D: Social Security Administration Retirement, Survivors and Disability Insurance Notice of Award showing that Petitioner started receiving disability
payments in January, 2004 and continues receiving payments through October 6, 2014;
- 3E: UnumProvident benefits notice approving Petitioner for disability benefits on December 12, 2003;
- Exhibit 4: Evidence of Extreme Hardship: Personal Considerations:
- 4A: Affidavit of Petitioner;
- 4B: Affidavits and sworn statements from:

- Exhibit 5: Evidence of Extreme Hardship: Health:
- 5A: Medical Records from Orthopaedic Center of Illinois;
- 5B: Medical Records from Moweaqua, Illnois Family Practice Center;
- 5C: Medical Records from Southern Illinois University and Decatur Memorial Hospital;
- 5D: Medical Records from Raycraft and Jones;
- 5E: Medical Records from Infectious Disease Specialists of Central Illinois;
- Exhibit 6: Evidence of Extreme Hardship: Special Considerations:
- 6A: Acceptance of Disability and the Mexican American Culture, by Julie Smart;
- 6B: 2014 Mexico Human Rights Report from NetCent Communications;
- 6C: Disabled Persons Confront Negative Cultural Attitudes, by Aaron Martinez;
- 6D: Mexico: Physically disabled persons, particularly in the Sinaloa State, including their treatment by the authorities and the general population, by Research Directorate, Immigration and Refugee Board, Canada;
- 6E: United States Department of State 2014 Travel Warning for Mexico;
- 6F: United States Department of State 2014 Country Information for Mexico; - 6G: Human Rights Watch Country Summary for Mexico

As you will see from the overwhelming amount of evidence, Petitioner would suffer from extreme physical, emotional, and financial hardship if Beneficiary were not allowed to return to the United States following a consular interview. First, Petitioner lost his leg to amputation and now relies on a prosthetic to remain ambulatory. In his affidavit, though, Petitioner acknowledges that even though the prosthetic aids him, he is still permanently disabled and handicapped, unable to do all the things a person with all their functional abilities does easily. Petitioner therefore relies on Beneficiary to help take care of essential matters at times when Petitioner finds himself completely unable to perform a task. Petitioner and Beneficiary started their relationship very close to the time that Petitioner lost his leg, so Beneficiary has been an essential part of helping Petitioner through the trauma of amputation.

Petitioner also, as you will see from the medical records, has struggled with depression on and off throughout his life. Beneficiary has helped Petitioner break through the cycle of depression, and his symptoms have subsided recently with Beneficiary's help. This factors into the emotional hardship Petitioner would suffer in Beneficiary's absence.

Finally, Petitioner relies on disability payments from the federal government. Beneficiary must therefore work to make the family's ends meet. While this work is unlawful, the money Beneficiary earns is necessary to keep up with Petitioner's peripheral health needs and to provide essentials to the couple.

We hope that you will find that extreme hardship exists in this case. Thank you for your consideration and timely reply. We look forward to continuing working towards the goal of winning Beneficiary his permanent residence in the United States.



[^0]:    N/A

