

Deferred Action for Childhood Arrivals

DACA

Application Process

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DACA

On June 15, 2012, the Secretary of Homeland Security announced that certain people who came to the United States as children and meet several guidelines may request consideration of Deferred Action for a period of two years, subject to renewal, and, as a result, may be eligible for work authorization.

Only individuals who can demonstrate through verifiable documentation that they meet these guidelines will be considered for deferred action under this process. Determinations will be made on a case-by-case basis under the guidelines set forth in the Secretary of Homeland Security's memorandum.

DACA

It is...

- Deferred Action
- Temporary relief
- Two-year relief (renewable)

It is not...

- A legalization program
- A path to citizenship
- Permanent residency
- The Dream Act

QUALIFICATIONS

1. Were under the age of 31 as of June 15, 2012;
2. Came to the United States before reaching your 16th birthday;
3. Have continuously resided in the United States since June 15, 2007, up to the present time;
4. Were physically present in the United States on June 15, 2012, and at the time of making your request for consideration of deferred action with USCIS;
5. Entered without inspection before June 15, 2012, or your lawful immigration status expired as of June 15, 2012;
6. Are currently in school, have graduated or obtained a certificate of completion from high school, have obtained a general education development (GED) certificate, or are an honorably discharged veteran of the Coast Guard or Armed Forces of the United States; and
7. 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.

CAUTION!



We recommend extreme caution about the application Process.

- You must meet all seven qualification guidelines.
- The information you provide may be used by DHS at their discretion.
- You cannot travel outside of the US under deferred action (travel applications have a different process).
- If you have a criminal record of any kind you must seek legal counsel.
- There are no fee waivers .
- Do it right. There is no appeal process.
- You need a lawyer **ONLY IF** you have a criminal history.
PREVENT FRAUD!

APPLICATION PROCESS

The following are the forms and evidence that need to be completed and submitted:

- G-1145- Notification of Application/Petition Acceptance
- I-821 D – Consideration of Deferred Action for Childhood Arrivals
- I-765- Application for Employment Authorization
- I-765 WS – Worksheet Establishing Your Economic Need for Employment
- Evidence supporting the seven qualifications
- Additional evidence

STEPS TO FOLLOW

1. Analyze the application. Find the application at www.uscis.gov/childhoodarrivals

2. Read and understand all the instructions.

3. Gather pertinent documentation.

4. Organize your application packet.

5. Seek legal counsel, if necessary.

6. Mail your application packet with all items on the check list and application fee.



EVIDENCE

1. Were under the age of 31 as of June 15, 2012;

Examples of Evidence:

- Certified copy of your birth certificate and translated
- Passport or Consular ID(s) card
- School IDs
- Any other official photo ID



EVIDENCE Continued...

2. Came to the United States before reaching your 16th birthday;

Examples of Evidence:

- School records
- Medical records
- Financial records
- Employment records
- Military records
- Other records (Cell phone records; sports or academic club records; union records; church records; community organizations)
- Names of professionals who can written provide declarations on a letterhead to support your case.

EVIDENCE Continued...

3. Have continuously resided in the United States since June 15, 2007, up to the present time;

Examples of Evidence:

- HS Diploma
- GED certificate
- Certificate of completion
- Report cards
- Current School transcripts
- Military records

EVIDENCE Continued...

3. Have continuously resided in the United States since June 15, 2007, up to the present time;

Examples of Evidence:

- **If you have left the United States since 06-15-07:**
 - Travel documents
 - Documents justifying or explaining your absences

EVIDENCE Continued...

4. Were physically present in the United States on June 15, 2012, and at the time of making your request for consideration of deferred action with USCIS;

Examples of Evidence:

- School Records
- Medical Records
- Financial Records
- Employment records
- Any other records that may serve as evidence

EVIDENCE Continued...

5. Entered without inspection before June 15, 2012, or your lawful immigration status expired as of June 15, 2012;

Examples of Evidence:

- A statement stating when and how you entered. The Key term is “WITHOUT INSPECTION”
- If you entered with a Visa, provide a copy of your expired visa.

EVIDENCE Continued...

6. Are currently in school, have graduated or obtained a certificate of completion from high school, have obtained a general education development (GED) certificate, or are an honorably discharged veteran of the Coast Guard or Armed Forces of the United States;

Examples of Evidence:

- Current Class Schedule
- High School Diploma
- High School Certificate of Completion
- GED
- Veteran Records

EVIDENCE Continued...

7. 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;

Examples of Evidence:

- **A Statement Such as this:**

- “I 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”

Name_____ Signature_____ Date_____

EVIDENCE Continued...

- 7. 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;**
- Traffic Violations, including driving without a license, are not considered a felony or misdemeanor, unless you were convicted of a crime because of it.
 - If you have been convicted of a felony or misdemeanor, please see a lawyer.

ORGANIZE!

- Checklist
- Qualifications
- Applications
- Pertinent Documentation
- Addendum
- Keep Copies!



REFERRALS

Please contact the Deferred Action Help Center to obtain an updated list of referrals.

- Translations
- Legal Counsel

MAILING INSTRUCTIONS



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

Obtain mailing proof of certified mail.

Make check payable to:

USCIS

- 1. \$380 Payable to USCIS, memo: I-765**
- 2. \$85 Payable to USCIS, memo: Biometrics Fee**

or

You may send one check:

- 1. \$465 payable to USCIS, memo: deferred Action**

Q&A

For questions and answers refer to:

www.uscis.gov/childhoodarrivals



Note:

Individuals requesting consideration of deferred action for childhood arrivals will be sent a notice scheduling them to appear at an Application Support Center to provide fingerprints, photographs, and signatures (biometrics Collection). Failure to comply with this notice may result in denial of your application.

GOOD LUCK!