

**AMERICAN IMMIGRATION LAWYERS ASSOCIATION
USCIS CHICAGO FIELD OFFICE
QUESTIONS FOR FEBRUARY 25, 2016 MEETING
101 W. CONGRESS PARKWAY
CHICAGO, IL 60605**

G-28s and Inquiries

1. Members indicate that, in response to email inquiries to Chi-exm-inquiry, they have been directed to submit updated G-28s for cases in which the attorney is already of record and has previously submitted a G-28.
 - a. Please clarify whether attorneys who have previously filed a G-28 for a case need to submit a G-28. In addition, please confirm the policy that a copy of the originally filed G-28 (including a previous edition of the form) is sufficient.

The attorney of record needs only to submit a copy of the G-28 they initially filed with the case. If a new representative is inquiring on a case, he/she should submit the latest G-28 revised form dated March 2015 along with their inquiry.

- b. Who is responsible for answering email inquiries? Under what circumstances would they require an updated G-28?

Our office has a team of Immigration Services Assistants that are assigned to respond to the email inquiries. If the attorney or client changed addresses, or a new attorney is submitting the inquiry; then an updated G-28 would be necessary.

- c. What is the expected response time to email inquiries and rescheduling requests? How long should attorneys wait before sending subsequent emails?

Generally, responses are sent within 15 days. Acknowledgement responses are sent upon receiving a reschedule request. The request is forwarded to the supervisor overseeing the interview scheduling. You may expect to be re-scheduled for an interview approximately 90 days from the date of the interview appointment.

For case inquiries, if you have not received a response, please re-send the email after 15 days. For rescheduling interview appointment; please allow 90 days before re-sending.

Infopass inquiries and G-28

2. Members report that, after submitting a G-28 while making an Infopass inquiry, the attorney of record for the case is changed to the attorney making the inquiry. Since this is not always desired, how can attorneys appear at Infopass without becoming the attorney of record?

In such a situation, please be sure to check box 3 in Part 3 to indicate that your appearance is at the request of the attorney of record.

3. Members report difficulty in scheduling Infopass appointments and are finding no available appointments online. Is there some reason that these appointments are less available?

Unfortunately, the number of appointments allotted is based on staff availability and we are currently understaffed.

N-600 Scheduling and Email inquiries

4. Regarding scheduling of N-600: Would it be possible to have an automatic reply email for the N-600 scheduling email address so that attorneys have confirmation their emails have been received?

We will take your suggestion under advisement. Please note the email address CHI600Inquiry@uscis.dhs.gov is intended for use by N-600K applicants only. We also will automatically reschedule N-600 applicants who do not appear for their ceremony for a second ceremony.

Emergency Advance Parole and DACA

5. Can you confirm that all emergency advance parole filings, including filings by DACA grantees, can be filed locally?

Yes – All emergency advance parole filings may be received locally.

Medical Exams and Visa Bulletin

6. Recent changes to the Visa Bulletin allow certain individuals to file for adjustment of status based on a 'filing date', rather than the date the immigrant visa is available ('final action date'). Members report that cases filed on this basis are being scheduled for interview before the 'final action' date is current. In these cases, the interview notice directs applicants to present a medical exam at the time of interview. Given that it may be years before such a case can be approved, and that the medicals will likely expire and have to be redone, should attorneys present a medical exam for these cases at the time of interview?

An I-693 may be submitted either at the time of filing or at any time after filing the immigration benefit application but prior to the adjudication of that application; if not filed concurrently with

the immigration benefit application, USCIS encourages applicants to wait until USCIS requests the medical examination report before submitting it.

Parole in Place

7. Is a signed enrollment contract with a Boot Camp start date sufficient to show “ready reserve” or “select ready reserve for Parole in Place?”

No – The applicant’s family member must be an active duty member of the U.S. Armed Forces, member of the Selected Reserve of the Ready Reserve, or an individual who previously served in the U.S. Armed Forces or the Selected Reserve or the Ready Reserve.

Non-delivery of documents

8. Please clarify the policy regarding non-delivery of documents by USCIS to our clients. It is our understanding that any secure document (AP, EAD, I-551 etc.) sent by mail is considered delivered unless it’s returned to USCIS as undeliverable. If the document is returned as undeliverable, USCIS will resend the document. IF the document is not returned as undeliverable, USCIS will generally require a new filing with fee to reissue the document. If the attorney can somehow demonstrate the document was not delivered (getting USPS to admit it was not delivered), USCIS may reissue the document without a fee. The new G-28 does allow attorneys to request that all documents be sent directly to the attorney’s office. We understand that the District Office does not issue these secure documents but we ask that the issue be raised with HQ.

This should be raised through AILA’s HQ Liaison committee.

Delayed cases

9. At the last meeting, you indicated that a team was working on addressing long delayed cases. Is there any update on this process? Please provide updated processing times for I-485s, N-400, I-751 and Parole in Place cases.

The processing time for I485s is currently 7 months. Citizenship is currently processing N-400s filed in October 2015. I-751 processing time varies due to Service Center receipts. Parole in Place processing times are between 90 – 120 days.