



U.S. Citizenship
and Immigration
Services

September 11, 2014

██████████ + ASSOCIATES
308 NORTH RIVERSIDE AVENUE STE 1-C
RIALTO CA 92376

A Number: ██████████

File Receipt Number ██████████

Applicant/Petitioner Name: ██████████
Beneficiary: ██████████



Dear Sir/Madam:

On November 18, 2013, you submitted a Petition for Qualifying Family Member of U-1 Recipient (Form I-918, Supplement A) on behalf of your family member. At this time, the evidence submitted with the petition appears to demonstrate that the eligibility requirements for derivative U nonimmigrant status have been established for your family member. In order to approve an I-918A, the principal's Petition for U Nonimmigrant Status (Form I-918) must first be approved. However, the statutory cap for U-1 nonimmigrant status has been reached for this fiscal year. Therefore, U.S. Citizenship and Immigration Services (USCIS) may not grant your U-1 nonimmigrant status petition until new visas become available. As your petition for U nonimmigrant status has been placed on the waiting list, the petition for your family member cannot be approved at this time.

As the statutory limit is the sole reason USCIS cannot grant U nonimmigrant status to your family member, that petition is being placed on the waiting list. Once new visas become available, USCIS will issue approval notices for those I-918A petitions placed on the waiting list with the principal's filing provided that the petitioner and the qualifying family member remain admissible to the United States and otherwise eligible for U nonimmigrant status. Priority for the issuance of approval notices will be determined by the date the principal petition was received by USCIS.

Your family member has been placed in deferred action as permitted by regulation. Deferred action is an act of administrative convenience to the government which gives some cases lower priority for removal. Being placed in deferred action makes your family member eligible for work authorization during the period of deferred action.

Pursuant to Title 8 Code of Federal Regulations, Section 274a.12(c)(14), an alien who is under deferred action is eligible to submit an Application for Employment Authorization (Form I-765), with this office. In order to receive employment authorization, the alien must establish an economic necessity for employment. The alien must provide information regarding his or her assets, income and expenses in accordance with the instructions on the Form I-765.