INADMISSIBILITY ISSUES – OR REASONS THAT THEY MAY NEED A WAIVER

One of the sections in the declaration will be dedicated to requesting a waiver from USCIS for various grounds of inadmissibility. Derivatives who need waivers will also need a personal statement requesting a waiver. Look on your client case summary sheet to see what waivers CVLS thinks may apply. For some clients this section is not applicable. For most clients they will need a waiver for at least a few grounds. Here is some sample language you can use for each applicable waiver ground. NOTE: these are the same waivers you're asking for on Form I-192, page

1. **Aliens Present without Admission or Parole (EWI) 212(a)(6)(A);**
    a. **Sample Language:** When I entered the U.S. in __, ___, and ___ times I came without any legal documents. I came to the U.S. because of ___ and I decided to stay. I have built my life here with my family. I have remained in the U.S. since my last entry in X. Please grant me a waiver of inadmissibility for **212(a)(6)(A) for entering without admission or parole.**

2. **Unlawful Presence after Prior Immigration Violation 212(a)(9)(C);**
    a. How Many entries did they have in the U.S?
    b. Why did you come to the U.S.?
    c. **Sample Language:** When I entered the U.S. in __, ___, and ___ times I came without any legal documents. I came to the U.S. because of ___ and I decided to stay. I have built my life here with my family. I have remained in the U.S. since my last entry in X. **Because I have multiple unlawful entries into the U.S. please waive 212(a)(9)(C). Because I was ordered removed upon arrival into the U.S. please waive 212(a)(9)(A)(i).**

3. **Ordered Removed Upon Arrival [212(a)(9)(A)(i)] or [212(a)(9)(A)(ii)]**
    a. Were you ever stopped and apprehended and/or removed when trying to enter the U.S.? Explain.
    b. **Sample Language:** When I entered the U.S. in __, ___, and ___ times I came without any legal documents. I came to the U.S. because of ___ and I decided to

stay. I have built my life here with my family. I have remained in the U.S. since my last entry in X. I am not certain that I was removed or deported when I was stopped at the border. **Because I may have been ordered removed upon arrival to the U.S., and I have the opportunity to ask for a waiver, please waive 212(a)(9)(A)(i).**

1. **False Claim to US Citizenship 212(a)(6)(C)(ii)**
    a. Have you ever **claimed to be a U.S. citizen** (examples: by voting, lying on a work paper, taking out a mortgage, or when you entered the U.S.)? If yes, please give more information. You will need to explain the circumstances.
    b. Sample Language: When I entered the U.S. in __ I claimed to be a U.S citizen. I have built my life here with my family. I have remained in the U.S. since my last entry in X. Please grant me a waiver of inadmissibility for **212(a)(6)(C)(ii).**

2. **Misrepresentation 212(a)(6)(C)(i)**
    a. When did you commit fraud before an immigration officer? You will need to explain the circumstances.
    b. Sample Language: When I entered the U.S. in __ I lied about my immigration status. I have built my life here with my family. I have remained in the U.S. since my last entry in X. Please grant me a waiver of inadmissibility for **212(a)(6)(C)(i).**

3. **Documentation Requirement for Nonimmigrants 212(a)(7)(A)(B) - only if no passport**
    a. Do you have a current valid passport? If no, they will need a waiver for this.
    b. Do your derivatives have one? If no, they will need a waiver for this.
    c. Sample Language: I do not currently have a valid Mexican (your country) passport. Please grant me a waiver of inadmissibility for **212(a)(7)(A)(B).**

4. **Smuggling of children into U.S.**
    a. Did you cross the border unlawfully with your underage children?

b. Why did you do this?
c. **Sample Language:** I fled X and entered the U.S. without status without my daughter/son X. We were seeking out better opportunities. Please grant me a waiver of inadmissibility for **212(a)(6)(E).**

5. Do you suffer from any serious **medical condition** or contagious disease? If yes, please give details about your illness and treatment. Ask CVLS for sample language if this applies.

6. Have you engaged in **prostitution** in the U.S. or anywhere in the world? If yes, please give more information. Ask CVLS for sample language if this applies.

7. Only certain **criminal activities** will require a waiver. CVLS will let you know if a waiver is necessary for criminal activities/crimes involving moral turpitude.