

**AILA CHICAGO CHAPTER
DISTRICT DIRECTOR LIAISON COMMITTEE
June 27, 2012**

**SUPPLEMENTAL MINUTES
Prepared By Douglas Bristol**

1. A new District Director has been chosen and should be assigned to Chicago the last week of July or early August. The identity of the person is unknown.
2. **Adjustment of Status Marriage Cases and Employment Cases**
If your client wishes to adjust status at the Chicago District Office based on marriage, but has previously filed employment based application and an I-485 where the visa number retrogressed, the Chicago District Office will conduct the interview on the marriage application but ask the applicant to sign a statement withdrawing the employment case. Generally the Chicago District Office, after conducting the interview, will order the employment-based file and review it before making a final decision.
3. **Naturalization/NTA Review Panel**
If you have a Naturalization application and you anticipate an issue where a NTA may or may not be issued depending on the exercise of prosecutorial discretion, you may submit a letter with the application on why an NTA should not be issued. The NTA Review Panel will review the case and will find the letter helpful. We do not know the names of the members of the NTA Review Panel but it involves senior management and they are permanent members to the panel.
4. **Naturalization Appeals**
Where an appeal is taken from a Naturalization denial, you should receive a decision on the N-336 90 days after the interview. If not, you should follow up by email with the Branch Chief, Stacey Summers: Stacey.L.Summers@uscis.dhs.gov
5. **NOID and RFE Response Time**
If in response to a NOID or RFE, you have filed a Freedom of Information Act Request (FOIA) and you have not received a response before the due date of the NOID or the RFE you may submit proof of the filing of your FOIA and ask for the issuance of a new NOID or RFE. The service will review these on a case-by-case basis as to whether or not to issue a new NOID or RFE. They will focus on how material the derogatory information requested is to the decision and what was already disclosed in the NOID or RFE. USCIS states that they are sympathetic to the need for information but they also are weighing the issues of frivolous FOIA requests and unnecessary delays.
6. **Lawful Entries/Verification/CBP**
The Chicago District Office does not have access to the TECS system used by CBP. USCIS telephones CBP to verify an individual's lawful entry.
7. With regard to deferred action for DREAMers, the District Office is awaiting instructions. It is planned that they will have outreach programs to education the public but as of June 28th, 2012 they have not received their instructions.
8. **NSEERS Cases**
USCIS has received guidance from headquarters and are reviewing what has been received internally before implementing any new steps/procedures.
AILA InfoNet Post No. 12070573 (Posted 07/05/12)

9. **Parole in Place**
Family members of active duty military have received Parole in Place (PIP) from the Chicago District Office. PIP has been limited to this situation.
10. **Supervisor List and Contact Information**
Members are reminded to use the supervisor contact information judiciously. Be mindful of inadvertently sharing contact information with clients in copies of letters or emails.
11. **Implementation of *Matter of Arabally & Yerabelly***
The District Office is approving cases where an adjustment applicant who accrued more than one year of unlawful presence and traveled and returned using an advance parole document. It cannot say at this time who it will adjudicate cases involving persons with Temporary Protected Status who travel using an advance parole, notwithstanding reports that other USCIS offices may be granting such cases without requiring a waiver.