



Instructions for Petition to Remove Conditions on Residence

Department of Homeland Security
U.S. Citizenship and Immigration Services

USCIS
Form I-751
OMB No. 1615-0038
Expires 12/31/2019

What Is the Purpose of Form I-751?

This petition is used by a conditional **permanent** resident who obtained status through marriage to a U.S. citizen or lawful permanent resident (or through his or her parent's marriage to a U.S. citizen or lawful permanent resident), to request that U.S. Citizenship and Immigration Services (USCIS) remove the conditions on his or her residence.

Who May File Form I-751?

If you were granted conditional **permanent** resident status through marriage to a U.S. citizen or lawful permanent resident, use Form I-751, Petition to Remove Conditions on Residence, to **request** the removal of those conditions.

If the marriage upon which you obtained conditional permanent resident status still exists, then file your Form I-751 jointly with your spouse or stepparent through whom you obtained conditional status. If the marriage through which you obtained your conditional permanent resident status has terminated see the information below.

If you have **children** who acquired conditional **permanent** resident status on the same day as you or within 90 days thereafter, then you may request that the conditions on your child's residence also be removed on your petition.

If you are a child who did not obtain conditional permanent resident status on the same day as your conditional permanent resident parent or within 90 days after your conditional permanent resident parent, or you are a child of a conditional permanent resident parent who is deceased, then you must file your Form I-751 separately.

You may file your Form I-751 without your spouse or stepparent, if any of the following apply:

1. Your marriage or your conditional permanent resident parent's marriage was entered in good faith, but your spouse or stepparent subsequently died;
2. Your marriage or your conditional permanent resident parent's marriage was entered in good faith, but the marriage was later terminated due to divorce or annulment;
3. Your marriage was entered in good faith and, during the marriage, you or your child were battered or subjected to extreme cruelty by your U.S. citizen or lawful permanent resident spouse;
4. Your conditional permanent resident parent entered the marriage in good faith and, during the marriage, you were battered or subjected to extreme cruelty by your conditional permanent resident parent's U.S. citizen or lawful permanent resident spouse or by your conditional permanent resident parent; or
5. The termination of your status and removal from the United States would result in extreme hardship.

NOTE: Although you generally must demonstrate entry into a valid marriage, the law provides protection if you believed that you entered into a valid marriage to a U.S. citizen, but the marriage was invalid solely due to bigamy on the part of your abusive spouse. See the **Evidence of the Relationship** part under the **What Evidence Must You Submit** section for further information.

Conditional Permanent Resident Status

Your conditional permanent resident status expires two years after you become a conditional permanent resident. Your Form I-551, Permanent Resident Card (also known as your Green Card), is valid for a period of two years after you became a conditional permanent resident and the expiration date is listed on your card.

NOTE: As a conditional permanent resident, you cannot file Form I-90, Application to Replace Permanent Resident Card, to renew your Permanent Resident Card once it expires. You must file Form I-751 to remove the conditions on your residence.

When Should I File Form I-751?

- 1. Filing jointly.** If you are filing this petition jointly with your spouse (including any dependent children listed on your petition), you must file Form I-751 no earlier than the 90-day period immediately before your conditional permanent resident status expires. If you are filing this petition jointly with your stepparent, you must file it before your conditional permanent resident status expires.
- 2. Filing individually or request that the joint filing requirement be waived.** If you are filing this petition without your spouse or stepparent, you may file this petition at any time after you are granted conditional permanent resident status but before you are removed from the United States.
- 3. Effect of not filing.** If this petition is not filed, you will lose your permanent resident status. You will then become removable from the United States.

NOTE: If you file your petition late, you must request in writing that USCIS excuse the late filing. Your request must include an explanation as to the reason(s) you are filing your petition late. (Please explain the reason for your late filing in your Form I-751 under **Part 11. Additional Information.**) Failure to file before the expiration date may only be excused if you can demonstrate that there was good cause and extenuating circumstances for your failure to timely file the petition. If you file late, you may lose your permanent resident status.

Form I-751 Petitions Involving Forced Marriage

A forced marriage is a marriage that occurs without the consent of one or both parties. The United States Government is opposed to forced marriage and considers it to be a serious human rights abuse. A victim of a forced marriage is distinct from an individual who intentionally enters into a marriage solely for the purpose of obtaining an immigration benefit.

If you have been or are being forced into marriage, you are not at fault and you have not violated any U.S. laws by entering into the marriage. For more information, including resources that may be available to you, visit the USCIS website on forced marriage at <https://www.uscis.gov/humanitarian/forced-marriage> and the U.S. Department of State's webpage on forced marriage at <https://travel.state.gov/content/travel/en/international-travel/emergencies/forced-marriage.html>.

People who force others to marry may be charged with a crime or other violations of state law, such as domestic violence, child abuse, rape, assault, kidnapping, threats of violence, stalking, or coercion. Foreign nationals who force someone to marry may also face significant immigration consequences, such as being inadmissible to or deported from the United States.

General Instructions

USCIS provides forms free of charge through the USCIS website. In order to view, print, or fill out our forms, you should use the latest version of Adobe Reader, which you can download for free at <http://get.adobe.com/reader/>. If you do not have internet access, you may order USCIS forms by calling the USCIS Contact Center at **1-800-375-5283**. The USCIS Contact Center provides information in English and Spanish. For TTY (deaf or hard of hearing) call: **1-800-767-1833**.

Signature. Each petition must be properly signed and filed. For all signatures on this petition, USCIS will not accept a stamped or typewritten name in place of a signature. If you are under 14 years of age, your parent or legal guardian may sign the petition on your behalf. A legal guardian may also sign for a mentally incompetent person. **If the request is not signed or if the requisite signature on the request is not valid, USCIS will reject the request. See 8 CFR 103.2(a)(7)(ii) (A).** If USCIS accepts a request for adjudication and determines that it has a deficient signature, USCIS will deny the request.

Validity of Signatures. USCIS will consider a photocopied, faxed, or scanned copy of the original handwritten signature valid for filing purposes. The photocopy, fax, or scan must be of the original document containing the handwritten ink signature.

Filing Fee. Each petition must be accompanied by the appropriate filing fee and biometric services fee(s). (See the **What Is the Filing Fee** section of these Instructions.)

Biometric Services Fee.

- 1. Conditional Permanent Resident.** Each conditional permanent resident and conditional permanent resident dependent child included on Form I-751 is required to submit a biometric services fee with this petition, in addition to the required filing fee. (See the **What Is the Filing Fee** section of these Instructions.)
- 2. U.S. Citizen or Lawful Permanent Resident Spouse of Conditional Permanent Resident.** If you are the U.S. citizen or lawful permanent resident spouse, you do not need to include a biometric services fee at the time this petition is submitted. If USCIS later notifies you that you must submit your biometrics, you will receive a biometric services appointment notice with instructions on how to submit the additional fee.

Evidence. At the time of filing, you must submit all evidence and supporting documentation listed in the **What Evidence Must You Submit** section of these Instructions.

Biometric Services Appointment. USCIS may require that you appear for an interview or provide biometrics (fingerprints, photograph, and/or signature) at any time to verify your identity, obtain additional information, and conduct background and security checks, including a check of criminal history records maintained by the Federal Bureau of Investigation (FBI), before making a decision on your application or petition. After USCIS receives your petition and ensures it is complete, we will inform you in writing if you need to attend a biometric services appointment. If an appointment is necessary, the notice will provide you the location of your local or designated USCIS Application Support Center (ASC) and the date and time of your appointment or, if you are currently overseas, instruct you to contact a U.S. Embassy, U.S. Consulate, or USCIS office outside the United States to set up an appointment.

If you are required to provide biometrics, at your appointment you must sign an oath reaffirming that:

- 1. You provided or authorized all information in the petition;**
- 2. You reviewed and understood all of the information contained in, and submitted with, your petition; and**
- 3. All of this information was complete, true, and correct at the time of filing.**

If you fail to attend your biometric services appointment, USCIS may deny your petition.

Copies. You should submit legible photocopies of documents requested, unless the Instructions specifically state that you must submit an original document. USCIS may request an original document at the time of filing or at any time during processing of an application or petition. If USCIS requests an original document from you, it will be returned to you after USCIS determines it no longer needs your original.

NOTE: If you submit original documents when not required or requested by USCIS, **your original documents may be immediately destroyed upon receipt.**

Translations. If you submit a document with information in a foreign language, you must also submit a full English translation. The translator must sign a certification that the English language translation is complete and accurate, and that he or she is competent to translate from the foreign language into English. **The certification must include the translator's signature, printed name, the signature date, and the translator's contact information.**

How to Fill Out Form I-751

1. Type or print legibly in black ink.
2. If you need extra space to complete any item within this petition, use the space provided in **Part 11. Additional Information** or attach a separate sheet of paper; type or print your name and Alien Registration Number (A-Number) (if any) at the top of each sheet; indicate the **Page Number**, **Part Number**, and **Item Number** to which your answer refers; and sign and date each sheet.
3. Answer all questions fully and accurately. If a question does not apply to you (for example, if you have never been married and the question asks “Provide the name of your current spouse”), type or print “N/A,” unless otherwise directed. If your answer to a question which requires a numeric response is zero or none (for example, “How many children do you have” or “How many times have you departed the United States”), type or print “None,” unless otherwise directed. **Failure to respond to questions may result in a delay in adjudication of the petition.**
4. **USCIS Online Account Number** (if any). If you have previously filed an **application or petition** using the USCIS online filing system (previously called USCIS Electronic Immigration System (USCIS ELIS)), provide the USCIS Online Account Number you were issued by the system. You can find your USCIS Online Account Number by logging in to your account and going to the profile page. If you previously filed certain **applications or petitions** on a paper form **through** a USCIS Lockbox facility, you may have received a USCIS Online Account Access Notice issuing you a USCIS Online Account Number. **You may find your USCIS Online Account Number** at the top of the notice. If you were issued a USCIS Online Account Number, enter it in the space provided.
5. **U.S. Mailing Address.** For **Part 1., Item Numbers 17.a. - 17.f.**, you must provide a valid mailing address in the United States. You may provide a valid U.S. residence, APO, or commercial address. You may also provide a U.S. Post Office address (PO Box) if that is how you receive your mail. If your mail is sent to someone other than yourself, please include an “In Care of Name” as part of your mailing address. If your U.S. mailing address is in a U.S. territory and it contains an urbanization name, provide the urbanization name in the “In Care of Name” space provided. Do not use the attorney’s or other legal representative’s address.
6. **Safe Address.** For **Part 1., Item Numbers 18.a. - 18.f.**, if you are applying for a waiver of the joint filing requirement because you and/or your conditional permanent resident child were subjected to battery or extreme cruelty and you do not feel safe receiving mail about this petition at your home address, provide a safe mailing address in **Part 1., Item Numbers 18.a. - 18.f.** This safe address may be a post office box, the address of a friend, your attorney, a community-based organization that is helping you, or any other address where you can safely and timely receive mail. If you have an attorney or accredited representative, you may also direct USCIS to send your correspondence to his or her business address by selecting the applicable item(s) on Form G-28, Notice of Entry of Appearance as Attorney or Accredited Representative.

If you do not provide a safe address in **Part 1., Item Numbers 18.a. - 18.f.**, USCIS may use the U.S. Mailing Address you provided in **Part 1., Item Numbers 17.a. - 17.f.** or the address of the preparer if you listed one on your Form I-751.
7. **Physical Address.** For **Part 1., Item Numbers 19.a. - 23.h.**, provide physical addresses for everywhere you have lived since becoming a conditional permanent resident, whether inside or outside of the United States. Provide your current physical address first. If you need extra space to complete this section, use the space provided in **Part 11. Additional Information.**
8. **Part 2. Basis for Petition.** Select the basis on which you are filing your Form I-751.
9. **Part 3. Additional Information About You.** If you are currently married to the U.S. citizen or lawful permanent resident spouse through whom you gained your conditional permanent residence, you do not need to complete **Item Numbers 7.a. - 12.c.** You will provide this information in **Part 5.** of your petition.
10. **Part 4. Your Biographic Information.** Provide **your** biographic information in **Part 4.** Providing this information as part of your petition may reduce the time you spend at your USCIS ASC appointment as described in the Biometric Services Appointment section of these **Instructions.**
 - A. **Ethnicity and Race.** Select the boxes that best describe your ethnicity and race.

B. Categories and Definitions for Ethnicity and Race.

- (1) **Hispanic or Latino.** A person of Cuban, Mexican, Puerto Rican, South or Central American, or other Spanish culture or origin, regardless of race. (NOTE: This category is only included under Ethnicity in Part 4., Item Number 1.)
- (2) **American Indian or Alaska Native.** A person having origins in any of the original peoples of North and South America (including Central America), and who maintains tribal affiliation or community attachment.
- (3) **Asian.** A person having origins in any of the original peoples of the Far East, Southeast Asia, or the Indian subcontinent including, for example, Cambodia, China, India, Japan, Korea, Malaysia, Pakistan, the Philippine Islands, Thailand, and Vietnam.
- (4) **Black or African American.** A person having origins in any of the black racial groups of Africa.
- (5) **Native Hawaiian or Other Pacific Islander.** A person having origins in any of the original peoples of Hawaii, Guam, Samoa, or other Pacific Islands.
- (6) **White.** A person having origins in any of the original peoples of Europe, the Middle East, or North Africa.

C. Height. Select the values that best match your height in feet and inches. For example, if you are five feet and nine inches, select “5” for feet and “09” for inches. Do not enter your height in meters or centimeters.

D. Weight. Enter your weight in pounds. If you do not know your weight, or need to enter a weight under 30 pounds or over 699 pounds, enter “000.” Do not enter your weight in kilograms.

E. Eye Color. Select the box that best describes the color of your eyes.

F. Hair Color. Select the box that best describes the color of your hair.

11. **Part 5. Information About the U.S. Citizen or Lawful Permanent Resident Spouse or Stepparent Through Whom You Gained Your Conditional Permanent Residence.** Provide information about the U.S. citizen or lawful permanent resident spouse or stepparent through whom you gained your conditional permanent resident status.
12. **Part 6. Information About Your Children.** Provide information about your children. The term “children” includes all biological children or legally adopted children as well as current stepchildren, of any age, whether born in the United States or other countries, married or unmarried, living with you or elsewhere and including any missing children and those born to you outside of marriage.
13. **Part 7. Conditional Permanent Resident’s Statement, Contact Information, Certification, and Signature.** Select the appropriate box to indicate whether you read this petition yourself or whether you had an interpreter assist you. If someone assisted you in completing the petition, select the box indicating that you used a preparer. Further, you must sign and date your petition and provide your daytime telephone number, mobile telephone number (if any), and email address (if any). Every petition **MUST** contain the signature of the conditional permanent resident (or parent or legal guardian, if applicable). A stamped or typewritten name in place of a signature is not acceptable.
14. **Part 8. Spouse’s or Stepparent’s Statement, Contact Information, Certification, and Signature** (if applicable). Select the appropriate box to indicate whether your spouse or stepparent read this petition or whether he or she had an interpreter assist. If someone assisted your spouse or stepparent in completing the petition, select the box indicating that you used a preparer. Further, your spouse or stepparent must sign and date your petition and provide your daytime telephone number, mobile telephone number (if any), and email address (if any).
NOTE: If you are filing your Form I-751 individually or requesting that the joint filing requirement be waived, your spouse or stepparent does not need to sign the petition.
15. **Part 9. Interpreter’s Contact Information, Certification, and Signature.** If you used anyone as an interpreter to read the Instructions and questions on this petition to you in a language in which you are fluent, the interpreter must fill out this section; provide his or her name, the name and address of his or her business or organization (if any), his or her daytime telephone number, his or her mobile telephone number (if any), and his or her email address (if any). The interpreter must sign and date the petition.

16. Part 10. Contact Information, Declaration, and Signature of the Person Preparing this Petition, if Other Than the Conditional Permanent Resident. This section must contain the signature of the person who completed your petition, if other than you, the **conditional permanent resident**. If the same individual acted as your interpreter **and** your preparer, that person should complete both **Part 9.** and **Part 10.** If the person who completed this petition is associated with a business or organization, that person should complete the business or organization name and address information. Anyone who helped you complete this petition **MUST** sign and date the petition. A stamped or typewritten name in place of a signature is not **acceptable**. If the person who helped you prepare your petition is an attorney or accredited representative, he or she **may also need to** submit a completed Form G-28, Notice of Entry of Appearance as Attorney or Accredited Representative, along with your petition.

We recommend that you print or save a copy of your completed petition to review in the future and for your records. We recommend that you review your copy of your completed petition before you come to your biometric services appointment at a USCIS ASC. At your appointment, USCIS will permit you to complete the petition process only if you are able to confirm, under penalty of perjury, that all of the information in your petition is complete, true, and correct. If you are not able to make that attestation in good faith at that time, USCIS will require you to return for another appointment.

What Evidence Must You Submit?

You must submit all evidence required in these Instructions with your petition. If you fail to submit required evidence, USCIS may reject or deny your petition for failure to submit evidence or supporting documents in accordance with 8 CFR 103.2(b)(1) and these Instructions.

Permanent Resident Card

You must submit copies of the Permanent Resident Card for you and any children who are applying with you. Submit copies of both front and back sides of the card(s).

Evidence if Overseas on Military or Government Orders

Those who reside overseas pursuant to military or government orders, including conditional permanent resident dependent children residing overseas and listed under **Part 6. Information About Your Children** of the petition, must answer **Item Numbers 14. - 15.** and must submit the following items with Form I-751:

- 1. You must submit color** photographs for each conditional permanent resident and dependent, regardless of age, **taken within 30 days of filing this petition.**
The two identical color passport-style photos must be 2 by 2 inches. The photos must be in color with full face, frontal view on a white to off-white background. **Head height should measure 1 to 1 3/8 inches from top of your hair to the bottom of your chin, and eye height should measure between 1 1/8 to 1 3/8 inches from the top of your eyes to the bottom of the photo.** Your head must be bare unless you are wearing headwear as required by a religious denomination of which you are a member. Using a pencil or felt pen, lightly print your name and Alien Registration Number (A-Number) (if any) on the back of the photo;
- 2. Two completed fingerprint cards (Form FD-258) for each conditional permanent resident and dependent children 14 to 79 years of age.** You must **type or print** your A-Number on the fingerprint card and ensure that the completed cards are not bent, folded, or creased. The fingerprint cards must be prepared by a U.S. Embassy or U.S. Consulate, USCIS Office, or U.S. military installation and all fields on the must be **completed; and**
- 3. A copy of your current military or government orders.**

Evidence of the Relationship

Submit **evidence demonstrating** that the marriage upon which you obtained conditional permanent resident status was entered into in good faith and not for the purpose of **evading** immigration laws. **USCIS recommends that you submit evidence from the date of your marriage to the present.** If that marriage has ended, submit evidence to demonstrate any circumstances surrounding the end of the **relationship.** The evidence may include, but is not limited to, the following examples:

1. Documentation of children resulting from the relationship, for example, birth certificates (certified and registered with the appropriate civil authority) of children born during the time of this relationship or adoption decrees of children adopted by the conditional permanent resident and/or U.S. Citizen/lawful permanent resident or parent and stepparent, if any;
2. Documents showing joint ownership and/or occupancy of a communal residence, such as lease, deeds, or mortgage contracts;
3. Financial records showing joint ownership of assets and joint responsibility for liabilities such as: joint **checking and savings account statements showing deposits or withdrawals for the period of the marriage;** insurance policies that show the other spouse as the **beneficiary;** joint federal and state tax returns; joint utility bills; and other loans or credit cards statements. If applicable, submit copies of military Leave and Earnings Statements showing receipt of Basic Allowance for Quarters (BAQ) with family members and/or Form DD-1172 for military family member identification cards.
4. Other evidence to establish that the marriage was entered into in good faith and not for the purpose of evading U.S. immigration laws; and
5. Affidavits sworn to or affirmed by at least two individuals who have known both parties to the marriage since your conditional permanent resident status was granted and have personal knowledge of that marriage and relationship (such individuals may be required to testify before an immigration officer as to the information contained in the affidavit). The original affidavit must be submitted and also contain the following information regarding the individual making the affidavit: his or her full name and address; date and place of birth; relationship to either party to the marriage, if any; and full information and complete details explaining how the individual acquired his or her knowledge. Affidavits must be supported by other types of evidence listed above.

If you are a child filing separately from your conditional permanent resident parent, submit a full explanation as to why you are filing separately, along with copies of any supporting documentation.

If your spouse or stepparent has died, submit a copy of the death certificate with your petition, along with evidence of the qualifying relationship.

If the marriage upon which your conditional permanent resident status was obtained has been terminated, submit a copy of the final divorce decree or other document terminating or annulling the marriage with your petition, along with evidence of the qualifying relationship. If you are legally separated and/or have filed for divorce or annulment from the spouse upon which your conditional permanent resident status was obtained, USCIS will require you to provide proof that the marriage was terminated.

If you and/or your conditional permanent resident children were battered or subjected to extreme cruelty, submit:

Any credible evidence of the abuse, such as protection orders, police reports, court records, medical records, reports from social services agencies, a statement from you signed under penalty of perjury detailing abuse suffered since your admission to the United States, and/or affidavits from third parties who can knowledgeably attest to the abuse you experienced. You may also submit evidence that you sought safe haven in a shelter for the abused or similar refuge, as well as photographs evidencing your injuries.

Battery or extreme cruelty includes physical and non-physical acts of violence, which results or threatens to result in physical or mental injury. Battery is an intentional, nonconsensual, harmful or offensive physical act of violence. Some examples include, but are not limited to, rape, molestation, forced prostitution, slapping, punching, biting, kidnapping, kicking, choking, and sexual abuse. Extreme cruelty is considered to be non-physical acts of violence or threats of violence demonstrating a pattern or intent by your U.S. citizen or lawful permanent resident spouse or stepparent or conditional permanent resident parent to gain compliance from or control over you.

Although you generally must demonstrate entry into a valid marriage, the law provides protection if you believed that you entered into a valid marriage to a U.S. citizen, but the marriage was invalid solely due to bigamy on the part of your abusive spouse. In such cases, you may be eligible for a waiver of the joint filing requirement, based on battery or extreme cruelty by your U.S. citizen spouse if you can establish each of the following requirements with any available credible evidence:

1. You married a U.S. citizen under the belief that your spouse was not already married and therefore free to enter into a marriage;
2. A marriage ceremony was actually performed; and
3. A bona fide marriage is otherwise established.

NOTE: If you and/or your conditional permanent resident child were battered or subjected to extreme cruelty and you do not know the answer to a question in **Part 5. Information about the U.S. Citizen or Lawful Permanent Resident Spouse or Stepparent Through Whom You Gained Your Conditional Permanent Residence**, type or print “Unknown,” unless otherwise directed.

NOTE: If you and/or your conditional permanent resident child were battered or subjected to extreme cruelty, you may file your petition with any credible evidence relevant to the requirements to remove conditions on your residence. The determination of what evidence is credible and the weight to be given that evidence is within the sole discretion of USCIS. Therefore, you are encouraged to provide evidence of all the requirements to remove conditions on your residence.

If you are filing for a waiver of the joint filing requirement because the termination of your status and removal would result in “extreme hardship,” you must submit evidence that your removal would result in extreme hardship. Any removal from the United States is likely to result in a certain degree of hardship; however, only in those cases where the hardship is extreme does USCIS grant a waiver. USCIS will only consider evidence relating to factors that arose during the two-year period for which you were admitted as a conditional permanent resident.

Evidence That the Marriage Was Not Entered Into Solely For Immigration Purposes

If you or anyone else paid a fee or other consideration to the petitioning spouse or stepparent in order to enter into the marriage that formed the basis for the petition, provide a detailed explanation in **Part 11. Additional Information** or on a separate sheet of paper. A detailed explanation may include information such as who paid the fee and to whom it was paid, the amount of the fee, and why the fee was paid, as well as any other relevant information.

Criminal History

If you have ever been arrested or detained by any law enforcement officer for any reason, either in the United States or abroad, and no charges were filed, submit an original official statement by the arresting agency or applicable court order confirming that no charges were filed.

If you have ever been arrested or detained by any law enforcement officer for any reason, either in the United States or abroad, and charges were filed, or if charges were filed against you without an arrest, submit an original or court-certified copy of the complete arrest record and/or disposition for each incident (for example, dismissal order, conviction record, or acquittal order).

If you have ever been convicted or placed in an alternative sentencing program or rehabilitative program (such as a drug treatment or community service program), submit:

1. An original or court-certified copy of your sentencing record for each incident, and evidence that you completed your sentence, specifically;

- A. An original or certified copy of your probation or parole record; or
 - B. Evidence that you completed an alternative sentencing program, or rehabilitative program;
2. An original or court-certified copy of the court order vacating, setting aside, sealing, expunging, or otherwise removing the arrest or conviction; or
 3. If no record is available, an original statement from the court that no record exists of your arrest or conviction.

NOTE: Unless a traffic incident was alcohol or drug related, you do not need to submit documentation for traffic fines and incidents that did not involve an actual arrest if the only penalty was a fine of less than **\$500** and/or points on your driver's license.

What Is the Filing Fee?

The filing fee for Form I-751 is **\$680**, which includes the **\$595** base fee and the **\$85** biometric services fee.

Each conditional **permanent** resident dependent **child**, eligible for inclusion on the principal **conditional permanent resident's** Form I-751 and listed under **Part 6. Information About Your Children** of Form I-751, is required to submit an additional biometric services fee of **\$85**, including **conditional permanent resident dependent children** residing overseas pursuant to military or Government orders, regardless of age.

NOTE: The filing fee and biometric services fee are not refundable, regardless of any action USCIS takes on this petition. **DO NOT MAIL CASH.** You must submit all fees in the exact amounts.

Use the following guidelines when you prepare your checks or money orders for the Form I-751 filing fee and biometric services fee:

1. The check or money order must be drawn on a bank or other financial institution located in the United States and must be payable in U.S. currency; **and**
2. Make the checks or money orders payable to **U.S. Department of Homeland Security**.
NOTE: Spell out U.S. Department of Homeland Security; do not use the initials "USDHS" or "DHS."
3. If you live outside the United States, contact the nearest U.S. Embassy or U.S. Consulate for instructions on the method of payment.

Notice to Those Paying by Check. If you send **USCIS** a check, **we** will convert it into an electronic funds transfer (EFT). This means we will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will usually take 24 hours and your bank will show it on your regular account statement.

You will not receive your original check back. We will destroy your original check, but will keep a copy of it. If USCIS cannot process the EFT for technical reasons, you authorize us to process the copy in place of your original check. If your check is returned as unpayable, USCIS will re-submit the payment to the financial institution one time. If the check is returned as unpayable a second time, we will reject your petition and charge you a returned check fee.

Payments by Credit Card

If you are filing your petition at a USCIS Lockbox facility, you can pay your filing fee and biometric services fee using a credit card. Please see Form G-1450, Authorization for Credit Card Transactions, at www.uscis.gov/G-1450 for more information.

How to Check If the Fees Are Correct

Form I-751's filing fee and biometric services fee are current as of the edition date in the lower left corner of this page. However, because USCIS fees change periodically, you can verify that the fees are correct by following one of the steps below.

1. Visit the USCIS website at www.uscis.gov, select “FORMS,” and check the appropriate fee; or
2. Visit the USCIS Contact Center at www.uscis.gov/contactcenter to get answers to your questions and connect with a live USCIS representative. The USCIS Contact Center provides information in English and Spanish. For TTY (deaf or hard of hearing) call: **1-800-767-1833**.

Fee Waiver

You may be eligible for a fee waiver under 8 CFR 103.7(c). If you believe you are eligible for a fee waiver, complete Form I-912, Request for Fee Waiver (or a written request) and submit it and any required evidence of your inability to pay the filing fee with this petition. You can review the fee waiver guidance at www.uscis.gov/feewaiver.

Where to File?

Please see our website at www.uscis.gov/I-751 or visit the USCIS Contact Center at www.uscis.gov/contactcenter to connect with a USCIS representative for the most current information about where to file this petition. The USCIS Contact Center provides information in English and Spanish. For TTY (deaf or hard of hearing) call: **1-800-767-1833**.

Address Change

A conditional permanent resident who is not a U.S. citizen must notify USCIS anytime he or she changes either his or her mailing address or physical address. You must notify us no later than 10 days after making such change. For information on filing a change of address, go to the USCIS website at www.uscis.gov/addresschange or reach out to the USCIS Contact Center at www.uscis.gov/contactcenter for help. The USCIS Contact Center provides information in English and Spanish. For TTY (deaf or hard of hearing) call: **1-800-767-1833**.

NOTE: If you selected **Item Number 1.e.** or **1.f.** in **Part 2. Basis for Petition**, you may NOT file a change of address request through the USCIS website or by calling the USCIS National Customer Service Center. You must file a paper Form AR-11, Alien’s Change of Address Card. Please see www.uscis.gov/addresschange for information on where to submit you AR-11.

NOTE: Do not submit a change of address request to the USCIS Lockbox facilities because the Lockbox does not process change of address requests.

Processing Information

You must have a United States address to file this petition.

Initial Processing. Once USCIS accepts your petition, we will check it for completeness. If you do not completely fill out this petition, you will not establish a basis for your eligibility, and USCIS may reject or deny your petition.

Requests for More Information. We may request that you provide more information or evidence to support your petition. We may also request that you provide the originals of any copies you submit. If we request an original document from you, it will be returned to you after USCIS determines it no longer needs your original.

Requests for Interview. We may request that you, and your spouse or stepparent if you are filing jointly, appear at a USCIS office for an interview based on your petition. At the time of any interview or other appearance at a USCIS office, we may require that you provide your biometrics to verify your identity and/or update background and security checks.

Decision. The decision on Form I-751 involves a determination of whether you have established eligibility for the immigration benefit you are seeking. USCIS will notify you of the decision in writing.

USCIS Forms and Information

To ensure you are using the latest version of this petition, visit the USCIS website at www.uscis.gov where you can obtain the latest USCIS forms and immigration-related information. You may also obtain forms and information by calling the USCIS Contact Center at 1-800-375-5283. For TTY (deaf or hard of hearing) call: 1-800-767-1833.

Instead of waiting in line for assistance at your local USCIS office, you can schedule an appointment online at www.uscis.gov. Select “Tools,” then under “Self Service Tools,” select “Appointments” and follow the screen prompts to set up your appointment. Once you finish scheduling an appointment, the system will generate an appointment notice for you.

Penalties

If you knowingly and willfully falsify or conceal a material fact or submit a false document with your Form I-751, we will deny your Form I-751, and may deny any other immigration benefit. In addition, you will face severe penalties provided by law and may be subject to criminal prosecution.

NOTE: If you have been or are being forced into marriage, you are not at fault and you have not violated any U.S. laws by entering into the marriage. For more information, including resources that may be available to you, visit the USCIS webpage on forced marriage at <https://www.uscis.gov/humanitarian/forced-marriage> and the U.S. Department of State’s webpage on forced marriage at <https://travel.state.gov/content/travel/en/international-travel/emergencies/forced-marriage.html>.

People who force others to marry may be charged with a crime or other violations of state law, such as domestic violence, child abuse, rape, assault, kidnapping, threats of violence, stalking, or coercion. People who force someone to marry may also face significant immigration consequences, such as being inadmissible to or deported from the United States.

DHS Privacy Notice

AUTHORITIES: The information requested on this petition, and the associated evidence, is collected under 8 U.S.C. 1186a.

PURPOSE: The primary purpose for providing the requested information on this petition is to apply to remove the conditions on your residence if you obtained status through marriage. The Department of Homeland Security (DHS) will use the information you provide to grant or deny the immigration benefit you are seeking.

DISCLOSURE: The information you provide is voluntary. However, failure to provide the requested information, and any requested evidence, may delay a final decision in your case or result in denial of your petition.

ROUTINE USES: DHS may share the information you provide on this petition with other Federal, state, local, and foreign government agencies and authorized organizations. DHS follows approved routine uses described in the associated published system of records notices [DHS/USCIS-007 - Benefits Information System and DHS/USCIS-001 - Alien File, Index, and National File Tracking System of Records] which you can find at www.dhs.gov/privacy. DHS may also share the information, as appropriate, for law enforcement purposes or in the interest of national security.

Pursuant to 8 U.S.C. Section 1186a(c)(4)(C) and 8 CFR Section 216.5(e)(3)(viii), if your application for waiver is based on claims of having been battered or subjected to extreme mental cruelty, information contained in this petition and supporting documents shall not be released without a court order or the written consent of the petitioner; or, in the case of a child, the written consent of the parent or legal guardian who is filing this petition on the child's behalf. Also, this information may be released only to the petitioner, his or her authorized representative, an officer of the Department of Justice, or any federal or State law enforcement agency. Any information provided under this part may be used for the purposes of enforcement of the Act or in any criminal proceeding.

Paperwork Reduction Act

An agency may not conduct or sponsor an information collection, and a person is not required to respond to a collection of information, unless it displays a currently valid **Office of Management and Budget (OMB)** control number. The public reporting burden for this collection of information is estimated at 4 hours and 34 minutes per response, including the time for reviewing instructions, gathering the required documentation and information, completing the petition, preparing statements, attaching necessary documentation, and submitting the petition. The collection of biometrics is estimated to require 1 hour and 10 minutes. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to: U.S. Citizenship and Immigration Services, Regulatory Coordination Division, Office of Policy and Strategy, 20 Massachusetts Ave NW, Washington, DC 20529-2140; OMB No. 1615-0038. **Do not mail your completed Form I-751 to this address.**

Draft
Not for
Production
05/16/2019