

TABLE OF CHANGES – INSTRUCTIONS
FORM I-539, Application to Extend/Change Nonimmigrant Status
OMB No. 1615-0003
04/11/2013

Reason for Revision: Revised format, incorporation of I-94 data collections into form and corresponding information in instructions, new language in several sections, and revised language in several sections of instructions.

LOCATION	CURRENT VERSION	PROPOSED VERSION
Page 1, Instructions	<p>Read these instructions carefully to properly complete this form. If you need more space to complete an answer, use a separate sheet of paper. Write your name and Alien Registration Number (A-Number), if any, at the top of each sheet of paper and indicate the part and number of the item to which the answer refers.</p> <p>NOTE: You have the option of submitting this paper version of Form I-539 according to the form's instructions or you may file the application electronically. To file electronically, visit our Internet Web site at www.uscis.gov and follow the instructions on e-filing. Whether you submit this paper form or e-file, U.S. Citizenship and Immigration Services (USCIS) recommends that you retain a copy of your application and supporting documents for your records.</p>	<p>This section has been deleted from the 1st page of the revised form instructions, but can be found on page 10 of the revised instructions under General Instructions, How to Fill Out Form I-1539.</p>
Page 1, Who May File Form I-539?	<p>Nonimmigrant Categories</p> <p>1. A, ambassador... You must submit a copy, front and back, of form I-94, for each person....</p>	<p>Page 1, Nonimmigrant Categories</p> <p>1. A, ambassador... You must submit a copy, front and back, of form I-94, Nonimmigrant Arrival/Departure Record, for each person....</p> <p>2. A-3, Attendant or Servant of an A Nonimmigrant and the A-3's Immediate Family Members...</p> <p>b. An original letter from your employer stating:</p> <p>(1) Your duties; (2) That the employer intends to personally employ you for the entirety of your contract; and (3) Arrangements you have made to depart from the United States; and</p> <p>c. An original Form I-566, certified by the U.S. Department of State, indicating your employer's continued accredited status.</p> <p>NOTE: There is no fee required for any A-1, A-2, or A-3 applicant with Form I-539.</p>
Page 2, 4. Dependents of a CW-1 Transitional	4. Dependents of a CW-1 Transitional Worker ...	Page 2, 4. Dependents (CW-2) of a CW-1 Transitional Worker ...

Worker		
<p>Page 2, 5. Dependents of an E Treaty Trader or Investor, Australian Specialty Occupation Worker, or E-2 CNMI Investor</p>	<p>5. Dependents of an E Treaty Trader or Investor, Australian Specialty Occupation Worker, or E-2 CNMI Investor</p> <p>If you are filing for an extension/change of status as the dependent of an E worker, this application must be submitted with:</p> <ul style="list-style-type: none"> A. Form I-129, Petition for Alien Worker, filed for that E worker or a copy of the filing receipt noting that the petition is pending with USCIS; or B. A copy of the E worker's Form I-94 or approval notice showing that he or she has already been granted status to the period requested on your application; and C. Evidence of relationship (example: birth or marriage certificate). <p>NOTE: An employer or investor must file Form I-129 to request an extension/change to E status for an employee, prospective employee, or the investor. Dependents of E employees must file for an extension/change of status on this form, not Form I-129.</p>	<p>Page 2, 5. Dependents of a Principal E Nonimmigrant</p> <p>The principal E nonimmigrant classifications include: E-1 Treaty Traders and their E-1 employees, E-2 Treaty Investors and their E-2 employees, E-2 CNMI Investors, and E-3 Australian Specialty Occupation Professionals.</p> <p>Dependents of E nonimmigrants receive the same classification as the principal.</p> <p>If you are filing for an extension/change of status as the dependent of a principal E nonimmigrant, you must submit the following with your application:</p> <ul style="list-style-type: none"> a. A copy of the front and back of Form I-94 for each person included on this application; and b. Evidence of each applicant's relationship to the principal E nonimmigrant, such as a birth certificate or marriage certificate and proof of termination of any prior marriages; and c. At least one of the following: <ul style="list-style-type: none"> (1) Form I-129, Petition for a Nonimmigrant Worker, filed on behalf of the principal E nonimmigrant; or (2) A copy of the I-797 Receipt Notice related to the principal E nonimmigrant's already pending Form I-129 petition; or (3) A copy of the front and back of the principal E nonimmigrant's most recent Form I-94; or (4) A copy of the I-797 Approval Notice showing the principal E nonimmigrant has already been granted status for the period requested on your application. <p>NOTE: Dependents of principal E nonimmigrants must apply on this form for extension/change of status to the same E classification as the principal. An employer must file Form I-129 on behalf of a principal E nonimmigrant who is currently in the United States. If the principal E nonimmigrant is not currently in the United States, he or she must contact a U.S. embassy or consulate abroad to apply for E classification.</p> <p>Dependent spouses of principal E nonimmigrants may not work upon approval of this application. To request work authorization, the dependent spouse must file Form I-765, Application for Employment Authorization. Dependent children of principal E nonimmigrants are not authorized for employment.</p>
<p>Page 2, 6. F-1 Academic Student, F-1</p>	<p>To request a change to F-1 status or to apply for</p>	<p>Page 3, 6. F-1 Academic Student</p> <p>To request a change to F-1 status or to apply for</p>

<p>Extension</p>	<p>reinstatement as an F-1 student, you must submit your original Form I-94, as well as the original Form I-94 of each person included in the application.</p> <p>Your application must include your original Form I-20, Certificate of Eligibility for Nonimmigrant Student, issued by the school where you will study. To request either a change or reinstatement, you must submit documentation that demonstrates your ability to pay for your studies, and support yourself while you are in the United States.</p> <p>F-1 Extension</p> <p>Only use this form to request an extension if you were admitted for a limited duration of stay as a student entering to study at a public secondary school. All other students seeking information concerning extensions should contact their designated school official.</p>	<p>reinstatement as an F-1 student, you must submit your original Form I-94, as well as the original Form I-94 for each person included in the application.</p> <p>Your application must also include a copy of your Form I-20, Certificate of Eligibility for Nonimmigrant Student, issued by the school where you will study and you must submit documentation that demonstrates your ability to pay for your studies and support yourself, and any accompanying dependent family members, while you are in the United States.</p> <p>[NEW] F-1 Reinstatement In addition to the above documents you must also submit evidence that your violation of status resulted from circumstances beyond your control or that your violation relates to a reduction in your course load that would have been within a Designated School Official's (DSO's) power to authorize, and that failure to approve reinstatement would result in extreme hardship to you.</p> <p>If you have been out of status for more than 5 months at the time of filing your request for reinstatement you must also provide evidence that your failure to file within the 5 month period was the result of exceptional circumstances and that you filed your request for reinstatement as promptly as possible under these exceptional circumstances.</p> <p>F-1 Extension Only use this form to request an extension if you were admitted for a limited duration as a student entering to study at a public secondary school. All other students seeking information concerning extensions should contact their DSO.</p>
<p>Page 3, G, Designated Principal Resident Representative of a Foreign Government and His or Her Immediate Family Members</p>	<p>You must submit a copy, front and back, of Form I-94 for each person included in the application, and Form I-566, certified by the U.S. Department of State to indicate your accredited status.</p> <p>NOTE: A G-1 through G-4 nonimmigrant is not required to pay a fee with Form I-539.</p> <p>8. G-5, Attendant or Servant of a G Nonimmigrant and the G-5's immediate family members</p>	<p>Page 3, 7. G, Designated Principal Resident Representative of a Foreign Government and His or Her Immediate Family Members</p> <p>You must submit a copy, front and back, of Form I-94 for each person included in the application, and Form I-566, certified by the U.S. Department of State to indicate your accredited status.</p> <p>8. G-5, Attendant or Servant of a G Nonimmigrant and the G-5's Immediate Family Members</p> <p>The application must also be filed with....</p>

	<p>The application must also be filed with....</p> <p>C. ...continuing accredited status.</p>	<p>C. ...continuing accredited status.</p> <p>NOTE: There is no fee required for any G-1, G-2, G-3, G-4, or G-5 applicant with Form I-539.</p>
<p>Page 3, 9. Dependents of an H, Temporary Worker</p>	<p>9. Dependents of an H, Temporary Worker</p> <p>If you are filing for an extension/change of status as the dependent of an employee who is an H temporary worker, this application must be submitted with:</p> <p>A. Form I-129 filed for that employee or a copy of the filing receipt noting that the petition is pending with USCIS; or</p> <p>B. A copy of the employee's Form I-94 or approval notice showing that he or she has already been granted status to the period requested on your application; and</p> <p>C. Evidence of relationship (example: birth or marriage certificate).</p> <p>NOTE: An employer must file Form I-129 to request an extension/change to H status for an employee or prospective employee. Dependents of such employees must file for an extension/change of status on this form, not on Form I-129.</p>	<p>Page 4, 9. Dependents (H-4) of an H, Temporary Worker</p> <p>If you are filing for an extension/change of status as the dependent of an employee who is an H temporary worker, you must submit the following with this application:</p> <p>a. A copy of the front and back of Form I-94 for each person included on this application; and</p> <p>b. Evidence of each applicant's relationship to the H temporary worker, such as a birth certificate or marriage certificate and proof of termination of any prior marriages; and</p> <p>c. At least one of the following:</p> <p>(1) Form I-129, Petition for a Nonimmigrant Worker, filed on behalf of the H temporary worker; or</p> <p>(2) A copy of the I-797 Receipt Notice related to the H temporary worker's already pending Form I-129 petition; or</p> <p>(3) A copy of the front and back of the H temporary worker's most recent Form I-94; or</p> <p>(4) A copy of the I-797 Approval Notice showing the H temporary worker has already been granted status for the period requested on your application.</p> <p>NOTE: Dependents of H temporary workers must apply for extension/change of status to H-4 on this form. An employer must file Form I-129 on behalf of the H temporary worker.</p>
<p>Page 4, 10. I, Representatives of Foreign Media</p>		<p>Page 4, [NEW] 10. I, Representatives of Foreign Media and Dependents</p> <p>Nonimmigrants granted I classification may be admitted for the duration of employment. You do not need to file for an extension of stay as long as you work for the same employer in the same information medium.</p> <p>However, you must file this form to request a change of employer or a change in the information medium in which you work. To do this, select Item number 1.a. in Part 2 of Form I-539 and annotate "change of employer" or "change of information medium" next to that selection.</p>

		<p>If you are requesting a change of status to I nonimmigrant status, select Item Number 1.b. in Part 2 of Form I-539 and indicate “I-Foreign Press” in the space provided.</p> <p>To change your status to I, or to extend your stay in I nonimmigrant status due to a change of employer or information medium, you must submit the following with your application:</p> <ul style="list-style-type: none"> a. A copy of the front and back of Form I-94 for each person included on this application; b. A letter from the employing foreign media organization that verifies the employment, establishes that you are a representative of that media organization, and describes the remuneration and work to be performed; and d. If applicable: Evidence of each dependent's relationship to the principal, such as a birth certificate or marriage certificate and proof of termination of any prior marriages. (Note: Dependents of I nonimmigrants receive the same classification as the principal.)
Page 5, 11. J-1 Exchange Visitor	<p>If you are requesting a change of status to J-1 nonimmigrant classification, your application must be filed with an original DS-2019, Certificate of Eligibility for Exchange Visitor Status. You must also submit your original Form I-94, as well as the original Form I-94 for each person included in the application.</p>	<p>If you are requesting a change of status to J-1 nonimmigrant classification, your application must be filed with a DS-2019, Certificate of Eligibility for Exchange Visitor Status. You must also submit your Form I-94, as well as the Form I-94 for each person included in the application.</p>
Pages 3-4, 11. Dependents of an L, Intracompany Transferee	<p>11. Dependents of an L, Intracompany Transferee</p> <p>If you are filing for an extension/change of status as the dependent of an employee who is an L intracompany transferee, this application must be submitted with:</p> <ul style="list-style-type: none"> A. Form I-129 filed for that employee, or a copy of the filing receipt noting that the petition is pending with USCIS; or B. A copy of the employee's Form I-94 or approval notice showing that he or she has already been granted status to the period requested on your application; and C. Evidence of relationship (example: birth or marriage certificate). <p>NOTE: An employer should file Form I-129 to request an extension/change to L status for an employee or prospective employee. Dependents of such employees must file for an extension/change of status on this form, not on Form I-129.</p>	<p>Page 5, 12. Dependents (L-2) of an L, Intracompany Transferee</p> <p>If you are filing for an extension/change of status as the dependent of an employee who is an L intracompany transferee, you must submit the following with this application:</p> <ul style="list-style-type: none"> a. A copy of the front and back of Form I-94 for each person included on this application; and b. Evidence of each applicant's relationship to the L intracompany transferee, such as a birth certificate or marriage certificate and proof of termination of any prior marriages; and c. At least one of the following: <ul style="list-style-type: none"> (1) Form I-129, Petition for a Nonimmigrant Worker, filed on behalf of the L intracompany transferee; or (2) A copy of the I-797 Receipt Notice related to the L intracompany transferee's already pending Form I-129 petition; or

		<p>(3) A copy of the front and back of the L intracompany transferee's most recent Form I-94; or</p> <p>(4) A copy of the I-797 Approval Notice showing the L intracompany transferee has already been granted status for the period requested on your application.</p> <p>NOTE: Dependents of L intracompany transferees must apply for extension/change of status to L-2 on this form. An employer must file Form I-129 on behalf of the L intracompany transferee.</p> <p>Dependent spouses of L intracompany transferees may not work upon approval of this application. To request work authorization, the dependent spouse must file Form I-765, Application for Employment Authorization. Dependent children of L intracompany transferees are not authorized for employment.</p>
<p>Page 4 13. M-1, Vocational or Non-Academic Student, M-1 Reinstatement</p>	<p>To request a change to or extension of M-1 status, or apply for reinstatement as an M-1 student, you must submit your original Form I-94, as well as the original Form I-94 of each person included in the application.</p> <p>M-1 Reinstatement</p> <ul style="list-style-type: none"> A. The violation of status was due solely to circumstances beyond your control or that failure to reinstate you would result in extreme hardship; B. You are pursuing or will pursue a full course of study; C. You have not been employed without authorization; and D. You are not in removal proceedings. <p>NOTE: If you are an M-1 student, you are not eligible for a change to F-1 status, and you are not eligible for a change to any H status if the training you received as an M-1 helps you qualify for the H status. Also, you may not be granted a change to M-1 status for training to qualify for H status.</p>	<p>Page 6, 13. M-1, Vocational or Non-Academic Student</p> <p>To request a change to or extension of M-1 status, or apply for reinstatement to M-1 status, you must satisfy at least one of the criteria below. You must submit your original Form I-94, as well as the original Form I-94 for each person included in the application...</p> <p>M-1 Reinstatement In addition to the above documents you must also submit evidence that your violation of status resulted from circumstances beyond your control or that your violation relates to a reduction in your course load that would have been within a DSO's power to authorize, and that failure to approve reinstatement would result in extreme hardship to you.</p> <p>If you have been out of status for more than 5 months at the time of filing your request for reinstatement you must also provide evidence that your failure to file within the 5 month period was the result of exceptional circumstances and that you filed your request for reinstatement as promptly as possible under these exceptional circumstances.</p> <p>[NEW] M-1 Extension In addition to submitting the above evidence, you will need to submit evidence supporting your reason for requesting an extension. You may request an extension of stay for the following reasons:</p> <ul style="list-style-type: none"> a. If compelling educational or medical reasons have resulted in a delay to your course of study. Delays caused by academic probation or suspension are not acceptable reasons for program extension. b. You are transferring to a different school.

		<p>NOTE: If you are transferring schools 6 months, or more, from the date you were first admitted, you will need to submit evidence showing you are unable to remain at the school you were initially admitted to attend due to circumstances beyond your control.</p> <p>c. You are applying for post-completion optional practical training.</p> <p>NOTE: M-1 students may not change their educational objective and should not request an extension for this reason.</p> <p>No extension can be granted to an M-1 student if the M-1 student is unable to complete the course of study within 3 years of the original program start date.</p>
<p>Page 4, 13. Dependents of an O, Alien of Extraordinary Ability or Achievement</p>	<p>13. Dependents of an O, Alien of Extraordinary Ability or Achievement</p> <p>If you are filing for an extension/change of status as the dependent of an employee who is classified as an O nonimmigrant, this application must be submitted with:</p> <p>A. Form I-129 filed for that employee or a copy of the filing receipt noting that the petition is pending with USCIS; or</p> <p>B. A copy of the employee's Form I-94 or approval notice showing that he or she has already been granted status to the period requested on your application; and</p> <p>C. Evidence of relationship (example: birth or marriage certificate).</p> <p>NOTE: An employer must file Form I-129 to request an extension/change to an O status for an employee or prospective employee. Dependents of such employees must file for an extension/change of status on this form, not on Form I-129.</p>	<p>Page 6, 14. Dependents (O-3) of an O, Alien of Extraordinary Ability or Achievement</p> <p>If you are filing for an extension/change of status as the dependent of an employee who is an O nonimmigrant worker, you must submit the following with this application:</p> <p>a. A copy of the front and back of Form I-94 for each person included on this application; and</p> <p>b. Evidence of each applicant's relationship to the O nonimmigrant worker, such as a birth certificate or marriage certificate and proof of termination of any prior marriages; and</p> <p>c. At least one of the following:</p> <p>(1) Form I-129, Petition for a Nonimmigrant Worker, filed on behalf of the O nonimmigrant worker; or</p> <p>(2) A copy of the I-797 Receipt Notice related to the O nonimmigrant worker's already pending Form I-129 petition; or</p> <p>(3) A copy of the front and back of the O nonimmigrant worker's most recent Form I-94; or</p> <p>(4) A copy of the I-797 Approval Notice showing the O nonimmigrant worker has already been granted status for the period requested on your application.</p> <p>NOTE: Dependents of O nonimmigrant workers must apply for extension/change of status to O-3 on this form. An employer must file Form I-129 on behalf of the O nonimmigrant worker.</p>

<p>Page 4, 14. Dependents of a P, Artists, Athletes, and Entertainers</p>	<p>14. Dependents of a P, Artists, Athletes, and Entertainers</p> <p>If you are filing for an extension/change of status as the dependent of an employee who is classified as a P nonimmigrant, this application must be submitted with:</p> <p>A. Form I-129 filed for that employee or a copy of the filing receipt noting that the petition is pending with USCIS; or</p> <p>B. A copy of the employee's Form I-94 or approval notice showing that he or she has already been granted status to the period requested on your application; and</p> <p>C. Evidence of relationship (example: birth or marriage certificate).</p> <p>NOTE: An employer must file Form I-129 to request an extension/change to P status for an employee or prospective employee. Dependents of such employees must file for an extension/change of status on this form, not on Form I-129.</p>	<p>Page 7, 15. Dependents (P-4) of a P, Artist, Athlete or Entertainer</p> <p>If you are filing for an extension/change of status as the dependent of an employee who is a P nonimmigrant worker, you must submit the following with this application:</p> <p>a. A copy of the front and back of Form I-94 for each person included on this application; and</p> <p>b. Evidence of each applicant's relationship to the P nonimmigrant worker, such as birth certificate or marriage certificate and proof of termination of any prior marriages; and</p> <p>c. At least one of the following:</p> <p>(1) Form I-129, Petition for a Nonimmigrant Worker, filed on behalf of the P nonimmigrant worker; or</p> <p>(2) A copy of the I-797 Receipt Notice related to the P nonimmigrant worker's already pending Form I-129 petition; or</p> <p>(3) A copy of the front and back of the P nonimmigrant worker's most recent Form I-94; or</p> <p>(4) A copy of the I-797 Approval Notice showing the P nonimmigrant worker has already been granted status for the period requested on your application.</p> <p>NOTE: Dependents of P nonimmigrant workers must apply for extension/change of status to P-4 on this form. An employer must file Form I-129 on behalf of the P nonimmigrant worker.</p>
<p>Page 4, 15. Dependents of an R, Religious Worker</p>	<p>15. Dependents of an R, Religious Worker</p> <p>If you are filing for an extension/change of status as the dependent of an employee who is classified as an R nonimmigrant, this application must be submitted with:</p> <p>A. Form I-129 filed for that employee or a copy of the filing receipt noting that the petition is pending with USCIS; or</p> <p>B. A copy of the employee's Form I-94 or approval notice showing that he or she has already been granted status to the period requested on your application; and</p> <p>C. Evidence of relationship (example: birth or marriage certificate).</p>	<p>Page 7, 16. Dependents (R-2) of an R, Religious Worker</p> <p>If you are filing for an extension/change of status as the dependent of an employee who is an R religious worker, you must submit the following with this application:</p> <p>a. A copy of the front and back of Form I-94 for each person included on this application; and</p> <p>b. Evidence of each applicant's relationship to the R religious worker, such as a birth certificate or marriage certificate and proof of termination of any prior marriages; and</p> <p>c. At least one of the following:</p> <p>(1) Form I-129, Petition for a Nonimmigrant Worker, filed on behalf of the R religious</p>

		<p>worker; or</p> <p>(2) A copy of the I-797 Receipt Notice related to the R religious worker's already pending Form I-129 petition; or</p> <p>(3) A copy of the front and back of the R religious worker's most recent Form I-94; or</p> <p>(4) A copy of the I-797 Approval Notice showing the R religious worker has already been granted status for the period requested on your application.</p> <p>NOTE: Dependents of R religious workers must apply for extension/change of status to R-2 nonimmigrant status on this form. An employer must file Form I-129 on behalf of the R religious worker.</p>
<p>Pages 4-5 16. TD Dependents of TN Nonimmigrants</p>	<p>16. TD Dependents of TN Nonimmigrants</p> <p>TN nonimmigrants are citizens of Canada or Mexico who are coming to the United States to engage in business activities at a professional level under the North American Free Trade Agreement (NAFTA). The dependents (spouse or unmarried minor children) of a TN nonimmigrant are designated as TD nonimmigrants. A TD nonimmigrant may accompany or follow to join the TN professional. TD nonimmigrants may not work in the United States.</p> <p>Form I-539 shall be used by a TD nonimmigrant to request an extension of stay or by an applicant to request a change of nonimmigrant status to TD classification.</p> <p>If you are filing for an extension/change of status as the dependent of an employee who is classified as a TN nonimmigrant, this application must be submitted with:</p> <p>A. Form I-129 filed for that employee or a copy of the filing receipt noting that the petition is pending with USCIS; or</p> <p>B. A copy of the employee's Form I-94 or approval notice showing that he or she has already been granted status to the period requested on your application; and</p> <p>C. Evidence of relationship (example: birth or marriage certificate).</p>	<p>Page 7, 17. Dependents (TD) of a TN, Canadian or Mexican Professional</p> <p>If you are filing for an extension/change of status as the dependent of an employee who is a TN professional worker, you must submit the following with this application:</p> <p>a. A copy of the front and back of Form I-94 for each person included on this application; and</p> <p>b. Evidence of each applicant's relationship to the TN professional worker, such as a birth certificate or marriage certificate and proof of termination of any prior marriages; and</p> <p>c. At least one of the following:</p> <p>(1) Form I-129, Petition for a Nonimmigrant Worker, filed on behalf of the TN professional worker; or</p> <p>(2) A copy of the I-797 Receipt Notice related to the TN professional worker's already pending Form I-129 petition; or</p> <p>(3) A copy of the front and back of the TN professional worker's most recent Form I-94; or</p> <p>(4) A copy of the I-797 Approval Notice showing the TN professional worker has already been granted status for the period requested on your application.</p> <p>NOTE: Dependents of TN professional workers must apply for extension/change of status to TD on this form. An employer must file Form I-129 on behalf of a TN professional worker who is currently in the United States. If the principal TN nonimmigrant is not currently in the United States, Mexican citizen professionals must contact a U.S. embassy or consulate in Mexico and Canadian citizen professionals must</p>

		contact a designated port of entry to apply for TN classification.
Page 8, 18. T-1 Nonimmigrants		Page 8, [NEW] 18. T-1 Nonimmigrants <p>If you are filing for an extension of stay as a T-1 nonimmigrant based on law enforcement need, this application must be submitted with:</p> <p>a. A copy of your Form I-94 or approval notice showing that you have already been granted T status; and</p> <p>b. Evidence demonstrating law enforcement need, such as a new Form I-914 Supplement B, Declaration of Law Enforcement Officer for Victims of Trafficking in Persons, or other evidence from law enforcement explaining that your presence is necessary.</p> <p>If you are filing for an extension of stay as a T-1 nonimmigrant based on exceptional circumstances, this application must be submitted with:</p> <p>a. A copy of your Form I-94 or approval notice showing that you have already been granted T status; and</p> <p>b. Evidence demonstrating exceptional circumstances, such as an affirmative statement or any other credible evidence.</p> <p>NOTE: Extensions of T nonimmigrant stay based on the filing of Form I-485, Application to Register Permanent Residence or Adjust Status, do not require the filing of Form I-539. T nonimmigrant status is automatically extended when the Form I-485 is filed.</p>
Pages 8, 19. T Dependent Nonimmigrants		Page 8 [NEW] 19. T Dependent Nonimmigrants <p>If the T-1 principal nonimmigrant wants the extension of stay request described above to be applied to dependent family members with T-2, T-3, T-4 or T-5 nonimmigrant status that are currently in the United States, indicate that request in writing and list each dependent separately on Supplement-1 of the Form I-539. Each Supplement-1 of the Form I-539 must be submitted with a copy of the dependent's Form I-94 or approval notice showing that the dependent was already granted T-2, T-3, T-4, or T-5 status.</p> <p>NOTE: A T-2, T-3, T-4 or T-5 nonimmigrant cannot file independently for an extension of T nonimmigrant stay. Additionally, extensions cannot be granted to dependent family members who are still outside the United States and have never entered the United States in T nonimmigrant status. A statement should be included with the application if there are family</p>

		<p>members outside the United States who have not been consular processed. If the T-1 principal's stay is extended, an amended approval notice will be issued for dependent family members outside the United States to facilitate the consular processing.</p> <p>NOTE: Extensions of T-2, T-3, T-4 or T-5 nonimmigrant stay based on the filing of Form I-485, Application to Register Permanent Residence or Adjust Status, do not require the filing of Form I-539. T-2, T-3, T-4, or T-5 nonimmigrant status is automatically extended when the Form I-485 is filed by the T-2, T-3, T-4, or T-5 nonimmigrant.</p>
Page 9, 20. U-1 Nonimmigrants		<p>Page 9, [NEW]</p> <p>20. U-1 Nonimmigrants</p> <p>If you are filing for an extension of stay as a U-1 nonimmigrant based on law enforcement need, this application must be submitted with:</p> <p>a. A copy of your Form I-94 or approval notice showing that you have already been granted U status; and</p> <p>b. Evidence demonstrating law enforcement need, such as a new Form I-918 Supplement B, U Nonimmigrant Status Certification, or other evidence from law enforcement explaining that your presence is necessary.</p> <p>If you are filing for an extension of stay as a U-1 nonimmigrant based on exceptional circumstances, this application must be submitted with:</p> <p>a. A copy of your Form I-94 or approval notice showing that you have already been granted U status; and</p> <p>b. Evidence demonstrating exceptional circumstances, such as an affirmative statement or any other credible evidence.</p> <p>NOTE: Extensions of U nonimmigrant stay based on the filing of Form I-485, Applicant to Register Permanent Residence or Adjust Status, do not require the filing of Form I-539. U nonimmigrant status is automatically extended when the Form I-485 is filed.</p>
Page 9, 21. U Dependent Nonimmigrants		<p>Page 8, [NEW]</p> <p>21. U Dependent Nonimmigrants</p> <p>If the U-1 nonimmigrant principal wants the extension of stay request based on law enforcement need or exceptional circumstances described above to be applied to dependent family members with U-2, U-3,</p>

		<p>U-4 or U-5 nonimmigrant status that are currently in the United States, indicate that request in writing and list each dependent separately on Supplement-1 of the Form I-539.</p> <p>If the U-2, U-3, U-4 or U-5 nonimmigrant is filing independently for an extension of stay, for example, based on consular delays or to ensure 3 years of physical presence, this application must be submitted with:</p> <p>a. Justification for your extension request (statement of need and reason(s));</p> <p>b. A copy of your Form I-94, approval notice or your passport with your U nonimmigrant visa showing that you have already been granted U nonimmigrant status; and</p> <p>c. Evidence of relationship to the U-1 nonimmigrant principal, such as a birth certificate or marriage certificate and proof of termination of any prior marriages.</p> <p>NOTE: Extensions of U-2, U-3, U-4 or U-5 nonimmigrant stay based on the filing of Form I-485, Application to Register Permanent Residence or Adjust Status, do not require the filing of Form I-539. U-2, U-3, U-4, or U-5 nonimmigrant status is automatically extended when the Form I-485 is filed by the U-2, U-3, U-4, or U-5 nonimmigrant.</p> <p>NOTE: If you never entered the United States in U-2, U-3, U-4 or U-5 dependent status and the principal U-1 nonimmigrant has an approved Form I-485, Applicant to Register Permanent Residence or Adjust Status, you are not eligible for an extension of stay. The U-1 principal nonimmigrant may consider filing Form I-929, Petition for Qualifying Family Member of a U-1 Nonimmigrant.</p>
<p>Page 5, General Instructions</p>	<p>Step 1. Fill Out Form I-539</p> <ol style="list-style-type: none"> 1. Type or print legibly in black ink. 2. If extra space is needed to complete any item, attach a continuation sheet, indicate the item number, and date and sign each sheet. 3. Answer all questions fully and accurately. State that an item is not applicable with "N/A." If the answer is none, write "None." <p>Additional Evidence You may be required to submit additional evidence</p>	<p>Page 10, General Instructions</p> <p>USCIS provides forms free of charge through the USCIS Web site. In order to view, print, or fill out our forms, you should use the latest version of Adobe Reader, which can be downloaded for free at http://get.adobe.com/reader/.</p> <p>Each application must be properly signed and accompanied by the appropriate fee. (See the section entitled "What Is the Filing Fee?") A photocopy of a signed application or a typewritten name in place of a signature is not acceptable.</p> <p>If you are under 14 years of age, your parent or legal guardian may sign the application on your behalf.</p> <p>Evidence. You must submit all required initial evidence along with all the supporting documentation</p>

	<p>noted in these instructions.</p> <p>Translations Any document containing a foreign language submitted to USCIS shall be accompanied by a full English language translation which the translator has certified as complete and accurate, and by the translator's certification that he or she is competent to translate from the foreign language into English.</p> <p>Copies Unless specifically required that an original document be filed with an application or petition, an ordinary legible photocopy may be submitted. Original documents submitted when not required will remain a part of the record, even if the submission was not required.</p>	<p>with your application at the time of filing. If you are electronically filing this application, you must follow the instructions provided on the USCIS Web site, www.uscis.gov.</p> <p>You may be required to submit additional evidence noted in these instructions.</p> <p>Biometrics Services Appointment. After receiving your application and ensuring completeness, USCIS will inform you in writing when to go to your local USCIS Application Support Center (ASC) for your biometrics services appointment. Failure to attend the biometrics services appointment may result in denial of your application.</p> <p>Copies. Unless specifically required that an original document be filed with an application or petition, a legible photocopy may be submitted. Original documents submitted when not required may remain a part of the record, and will not be automatically returned to you.</p> <p>Translations. Any document containing a foreign language submitted to USCIS shall be accompanied by a full English language translation which the translator has certified as complete and accurate, and by the translator's certification that he or she is competent to translate from the foreign language into English.</p> <p>How To Fill Out Form I-539</p> <ol style="list-style-type: none"> 1. Type or print legibly in black ink. 2. If extra space is needed to complete any item, attach a continuation sheet, write your name and Alien Registration Number (A-Number) (if any), at the top of each sheet of paper, indicate the Part and item number to which your answer refers, and date and sign each sheet. 3. Answer all questions fully and accurately. If an item is not applicable or the answer is "none," leave the space blank. <p>[Moved from old page 1 to new page 10]</p> <p>NOTE: You have the option of submitting this paper version of Form I-539 according to the form's instructions or you may file the application electronically (e-file). To e-file, visit our Internet Web site at www.uscis.gov and follow the instructions on e-filing. Whether you submit this paper form or e-file, USCIS recommends that you retain a copy of your application and supporting documents for your records.</p>
Page 5, Step 2, General Requirements	<p>Required Documentation- Form I-94, Nonimmigrant Arrival-Departure Record.</p> <p>Required Documentation- Form I-94,</p>	<p>Page 11, General Requirements</p> <p>Required Documentation- Form I-94, Nonimmigrant Arrival-Departure Record. You are required to submit with your Form I-539 the original or</p>

	<p>Nonimmigrant Arrival-Departure Record. You are required to submit with your Form I-539 the original or copy, front and back, of Form I-94 for each person included in your application. If the original Form I-94 or required copy cannot be submitted with this application, include Form I-102, Application for Replacement/Initial Nonimmigrant Arrival/Departure Document, with the required fee.</p>	<p>a copy, front and back, of Form I-94 for each person included in your application. If the original Form I-94 or required copy cannot be submitted with this application, complete Form I-102, Application for Replacement/Initial Nonimmigrant Arrival-Departure Document, and submit it with the required fee, with Form I-539.</p> <p>[new]</p> <p>Form I-94. If U.S. Customs and Border Protection (CBP) or USCIS issued Form I-94, Arrival-Departure Record, to you, provide the I-94 admission number in the fields of this form where it is requested. This number also is known as the Departure Number on some versions of Form I-94. If you do not have an I-94 number, one of the following scenarios may apply:</p> <ul style="list-style-type: none"> • If CBP or USCIS issued Form I-94 to you, but it is now lost or destroyed, you may apply for a replacement by filing Form I-102, Application for Replacement/Initial Nonimmigrant Arrival-Departure Document. • If CBP or USCIS did not issue Form I-94 to you and you believe that a Form I-94 should have been issued, you may contact the agency you believe should have issued it to attempt to resolve the matter. • If CBP did not issue Form I-94 to you because it captured arrival information electronically, write “n/a” in the fields that request an I-94 Arrival-Departure Record Number. In this instance, it is important for you to provide a passport or travel document number where it is requested on the form. (See below.) <p>Passport and Travel Document Numbers. CBP is exploring automation of Form I-94 Arrival-Departure Record in order to collect arrival/departure information electronically, streamlining arrival and inspection for travelers. If this occurs, CBP may scan a traveler’s electronic passport (or, for travelers who do not have a passport, some other similar “travel document”) instead of issuing Form I-94. In these instances, you must provide passport or travel document numbers – even if they have expired – instead of a Form I-94 number when filing Form I-539.</p>
<p>Page 8, What Is The Filing Fee?</p>	<p>The filing fee.....</p> <p>If biometric services are required, you may submit one check or money order for both the application and biometric fees, for a total of \$375.</p>	<p>Page 12, What Is the Filing Fee?</p> <p>The filing fee.....</p> <p>[Deleted]</p> <p>NOTE: A fee waiver request will be accepted in accordance to 8 CFR 103.7(c)(3)(xviii) for T and U nonimmigrants...</p>

	<p>How to Check If the Fees Are Correct</p> <p>The form and biometric fees on this form are current as of the edition date appearing in the lower right corner of this page. However, because USCIS fees change periodically, you can verify if the fees are correct by following one of the steps below: (...)</p> <p>NOTE: If your Form I-539 requires payment of a biometric service fee for USCIS to take your fingerprints, photograph, or signature, you can use the same procedure to obtain the correct biometric fee.</p> <p>NOTE: A fee waiver request will be accepted in accordance to 8 CFR 103.7(c)(3)(xviii) for T and U nonimmigrants.</p> <p>If biometric services are required, you may submit one check or money order for both the application and biometric fees, for a total of \$375.</p>	<p>How to Check If the Fees Are Correct</p> <p>The form and biometrics services fees on this form are current as of the edition date appearing in the lower left corner of this page. However, because USCIS fees change periodically, you can verify if the fees are correct by following one of the steps below: (...)</p> <p>NOTE: If your Form I-539 requires payment of a biometric service fee for USCIS to take your fingerprints, photograph, or signature, you can use the same procedure to obtain the correct biometric fee.</p> <p>[Moved to be earlier in section]</p>
<p>Page 6, Where To File?</p>	<p>Updated Filing Address Information</p> <p>The filing addresses provided on this form reflect the most current information as of the date this form was last revised...</p> <p>E-Filing Form I-539...</p> <p>If you are e-filing this application, it will automatically be routed to the appropriate Service Center, and you will receive a receipt indicating the location to which it was routed. This location may not necessarily be the same Service Center shown in the filing addresses listed for paper applications. For e-filed applications, it is very important to review your filing receipt and make specific note of the receiving location.</p> <p>All further communication, including submission of supporting documents, should be directed to the receiving location indicated on your e-filing receipt.</p> <p>Special Information for Applicants Residing in the Commonwealth of the Northern Mariana Islands (CNMI)</p> <p>If the applicant is lawfully present in the CNMI, the applicant may be eligible to apply for a grant of status with this form without having to seek consular processing. The request for the initial grant of status must be accompanied by an additional biometrics service fee as described in section 8 CFR 103.7(b)(1)</p>	<p>Page 12, [Deleted: All addresses are now posted to the USCIS Web site and not listed on the form]</p> <p>Where To File?</p> <p>Please see our Web site at www.uscis.gov or call our National Customer Service Center at 1-800-375-5283 for the most current information about where to file this benefit request. For TDD (hearing impaired) call: 1-800-767-1833.</p> <p>E-Filing Form I-539</p> <p>Certain Form I-539 filings may be electronically filed with USCIS. View our Web site at www.uscis.gov "FORMS," and click on the link "e-File My Form I-539 with USCIS ELIS" for information on who is eligible to e-file this form.</p> <p>Special Information for Applicants Residing in the Commonwealth of the Northern Mariana Islands (CNMI)</p> <p>If the applicant is lawfully present in the CNMI, the applicant may be eligible to apply for a grant of status with this form without having to seek consular processing. The request for the initial grant of status must be accompanied by an additional biometrics service fee as described in section 8 CFR 103.7(b)(1) and evidence of the applicant's lawful presence. The applicant will be required to submit biometric information before the application for a grant of status is approved. Although this is a request for an initial grant of status rather than a change of nonimmigrant status, in Part 2, the applicant should select Item Number 1.b, and identify the nonimmigrant status he or she is initially requesting.</p>

	and evidence of the applicant's lawful presence. The applicant will be required to submit biometric information before the application for a grant of status is approved. Although this is a request for an initial grant of status rather than a change of nonimmigrant status, the applicant should check box 1.b in Part 2 , and identify the nonimmigrant status he or she is initially requesting.	
Page 9, Address Changes	<p>If you have changed your address, you must inform USCIS of your new address. For information on filing a change of address go to the USCIS Web site at www.uscis.gov/addresschange or contact the USCIS National Customer Service Center at 1-800-375-5283.</p> <p>NOTE: Do not submit a change of address request to USCIS Lockbox facilities because USCIS Lockbox facilities do not process change of address requests.</p>	<p>Page 13, Address Changes</p> <p>If you have changed your address, you must inform USCIS of your new address. For information on filing a change of address go to the USCIS Web site at www.uscis.gov/addresschange or contact the USCIS National Customer Service Center at 1-800-375-5283. For TDD (hearing impaired) call: 1-800-767-1833.</p> <p>NOTE: Do not submit a change of address request to USCIS Lockbox facilities because USCIS Lockbox facilities do not process change of address requests.</p>
Page 9, USCIS Forms and Information	<p>You can get USCIS forms and immigration-related information on the USCIS Web site at www.uscis.gov. You may order USCIS forms by calling our toll-free number at 1-800-870-3676. You may also obtain forms and information by telephoning our USCIS National Customer Service Center at 1-800-375-5283. ...</p>	<p>Page 13, USCIS Forms and Information</p> <p>To ensure you are using the latest version of this form, visit the USCIS Web site at www.uscis.gov where you can obtain the latest USCIS forms and immigration-related information. If you do not have internet access, you may order USCIS forms by calling our toll-free number at 1-800-870-3676. You may also obtain forms and information by calling our USCIS National Customer Service Center at 1-800-375-5283. For TDD (hearing impaired) call: 1-800-767-1833...</p>
Page 9, Privacy Act Notice	<p>We ask for the information on this form, and associated evidence, to determine if you have established eligibility for the immigration benefit for which you are filing. Our legal right to ask for this information can be found in the Immigration and Nationality Act, as amended. We may provide this information to other government agencies. Failure to provide this information, and any requested evidence, may delay a final decision or result in denial of your Form I-539.</p>	<p>Page 14, USCIS Privacy Act Statement</p> <p>AUTHORITIES: The information requested on this benefit petition, and the associated evidence, is collected pursuant to the Immigration and Nationality Act, 8 U.S.C. §§ 1103 and 1184, and Title 8 of the Code of Federal Regulations (CFR) parts 103, 214 and 248.</p> <p>PURPOSE: The primary purpose for providing the requested information on this benefit application is to apply for an extension of stay or a change from one nonimmigrant category to another nonimmigrant category. The information you provide will be used to grant or deny the benefit.</p> <p>DISCLOSURE: The information you provide is voluntary. However, failure to provide the requested information, and any requested evidence, may delay a final decision or result in denial of your benefit request.</p> <p>ROUTINE USES: The information you provide on this benefit petition may be shared with other federal, state, local, and foreign government agencies and authorized organizations in accordance with approved</p>

		<p>routine uses, as described in the associated published system of records notices [DHS-USCIS-007 - Benefits Information System and DHS/USCIS/ICE/CBP-001 - Alien File, Index, and National File Tracking System, which can be found at www.dhs.gov/privacy. The information may also be made available, as appropriate for law enforcement purposes or in the interest of national security.</p>
<p>Page 10, Paperwork Reduction Act</p>	<p>....Do not mail your application to this address.</p>	<p>Page 14, ...20 Massachusetts Avenue, NW, Washington, DC... Do not mail your completed Form I-539 to this address.</p>