



U.S. Citizenship
and Immigration
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USCIS is issuing policy guidance in the [USCIS Policy Manual](#) instructing officers to give deference to prior determinations when adjudicating extension requests involving the same parties and facts unless there was a material error, material change, or new material facts.

With this update, USCIS is reverting in substance to prior long-standing [guidance \(PDF, 134.52 KB\)](#) issued in 2004, which directed officers to generally defer to prior determinations of eligibility when adjudicating extension requests involving the same parties and facts as the initial petition or application. In 2017, USCIS [rescinded \(PDF, 98.11 KB\)](#) the 2004 guidance.

This update is in accordance with President Biden's executive order, Restoring Faith in Our Legal Immigration Systems and Strengthening Integration and Inclusion Efforts for New Americans. The executive order directs the secretary of homeland security to identify barriers that impede access to immigration benefits and fair, efficient adjudications of these benefits. Affording deference to prior approvals involving the same parties promotes efficient and fair adjudication of immigration benefits.

For more information, see the [policy guidance \(PDF, 301.48 KB\)](#).

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