

AILA Citizenship Day Naturalization Application Training

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January 18, 2022



AILA Citizenship Day

- AILA's 16th annual Citizenship Day will take place on Saturday February 12, 2022.
- Citizenship Day is a single-day nationwide event hosted by AILA chapters across the country and their local grassroots partners. Each year, Citizenship Day helps thousands of eligible legal permanent residents to prepare and apply for U.S. naturalization.
- Every year, AILA chapters across the country host free or low-cost naturalization drives on the same day to amplify our pro bono impact and our voices.
- AILA members have helped thousands of LPRs take the final step towards citizenship over the past 15 years, but there are still nearly 9 million people eligible to naturalize in the US today.



Agenda

- Eligibility requirements
- The naturalization application
- Additional resources





ELIGIBILITY REQUIREMENTS

Basic Requirements for Naturalization

- At least 18 years old
- Lawful permanent resident
- Five years of continuous residence
- Physical presence for half of the five years
- Good moral character
- Be able to pass exams on English and U.S. government and history
- Take a loyalty oath and be attached to the U.S. Constitution

Rapport

Applicants must trust you

- confidence that the information shared is confidential
- belief that you are acting in her best interests

Applicant must understand what information you need

- explain the legal and documentary requirements
- ensure the applicant understands that you can help her best with complete and accurate information

Beware!

- Past Denials
- Criminal Convictions
- Removals



When in doubt, refer it out!

Red Flag Checklist

Call an attorney or trained staff member to verify if applicant is eligible to apply if they answer yes to the following questions:

1. Have you been outside the U.S. for six months or more since becoming a Lawful Permanent Resident?
2. Have you EVER claimed to be a U.S. citizen (in writing or any other way)?
3. Have you EVER registered to vote in any federal, state, or local election in the United States?
4. Are you younger than 18?
5. Have you EVER lied to any U.S. government official to gain entry into the United States?
6. Have you EVER been arrested, cited, or detained by any law enforcement officer (including USCIS and military officers) for any reason?
7. Have you EVER been charged or convicted of committing a crime or offense?
9. Have you EVER had your criminal record cleared?
10. Since becoming a Lawful Permanent Resident, have you EVER failed to file a required federal, state, or local tax return?
11. Do you owe ANY overdue taxes, whether federal, state, or local?

In general, if you are unsure on any of these questions please speak with an attorney or trained staff member for assistance.

Lawful Permanent Residence

- Is your client actually an LPR?
- Ask how the client obtained green card
 - Was it through a fraudulent marriage?
 - Did the client lie about eligibility?
 - Was the client eligible for the green card?

Absences Can Affect Naturalization

LPR requirement

- Can be found to have abandoned LPR

Continuous Residence

- Can be found not to have continuous residence

Physical Presence

- Can break physical presence by spending too much time outside U.S.

3 Month District/State Residence

- Can be found not to have 3 month residence

Continuous Residence: Three-Year Rule



Must have three years of continuous residence in U.S. if married to a U.S. citizen before qualifying for naturalization (can apply three months early)

- LPR for three years
- Married to and living with U.S. citizen for three years
- Spouse must have been U.S. citizen for at least three years
- $3+3+3=3$

Physical Presence

Physical presence requirement. INA § 316 and 8 CFR § 316.2(a)(4).

- Must have been physically present in U.S. for half of five-year period which is 30 out of last 60 months. ($365 \times 5 \div 2 = 912$ days)
- If married to a U.S. citizen, then must be physically present for half of the three-year period which is 18 out of last 36 months. ($365 \times 3 \div 2 = 547$ days)

Physical Presence Trips Outside the U.S.

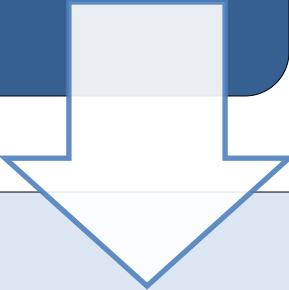
TIME	RESULT	CONSEQUENCES
Trips of one consecutive year and greater	Breaks Continuous Residence	Wait 4 years + 1 day from date of return (or 2 years + 1 day for 3-year applicants) to apply
Trips greater than 6 months, less than one year	Presumption (Rebuttable) of Abandonment; provide explanation & proof that didn't establish primary residence outside U.S.	Wait 4 years + 6 months from date of return (or 2 years + 6 months for 3-year applicants) if unable to rebut presumption of abandonment
Exceed 912 days outside U.S. in 5 years (or 547 days for 3-year applicants)	Breaks Physical Presence Rule	WAIT: Apply when total falls below 912 or 547 day maximum; still must maintain Physical Presence until swearing in (no trips longer than 6 months).

Good Moral Character

- ✓ Must prove GMC for required statutory period (3/5 Years)
- ✓ CIS can consider prior “bad acts”
- ✓ Not moral excellence

Good Moral Character

You can't be placed in removal proceedings merely for not having GMC.



But you could be denied naturalization or some forms of relief from removal.

3 Step Analysis for GMC

1. Is the applicant deportable?

→ **INA § 237**

2. Is the applicant statutorily barred from showing good moral character?

→ **INA § 101(f)**

3. Does the applicant have issues that raise discretionary concerns?

→ **BALANCING TEST (based on case law)**

3 Step Analysis for GMC

1. Is the applicant deportable?

See grounds of deportability at INA § 237,
including:

- Criminal convictions
- Alien smuggling
- Unlawful voting
- False claims to USC
- Abandonment of LPR status
- Any fraud/misrepresentation in past applications

3 Step Analysis for GMC

2. Are there any bars to demonstrating GMC?

a) Permanent Bars to GMC: Murder, aggravated felonies*, persecution, genocide, torture of others

b) Conditional Bars (for acts during statutory period)

- Certain criminal convictions/conduct (e.g. probation)
- Habitual drunkard (watch out for DUIs) & illegal gambling
- Alien Smuggling
- False testimony under oath in seeking immigration benefit
- Failure to support dependents & adultery
- Unlawful acts: certain criminal convictions, illegal voting, claim to USC, failure to file income tax returns, failure to register for selective service

3 Step Analysis for GMC

3. Does the applicant have issues that raise discretionary concerns? In other words, what is the likelihood that applicant will demonstrate GMC?
 - Conduct outside statutory period still counts (to negate rehabilitation for example), but cannot be sole reason to deny.
 - USCIS *should* do balancing test: negative GMC factors v. positive ones. Determined on a case by case basis.
 - If no deportability grounds apply, then only risks denial of application (time & money) and can apply again later if denied (accumulate clean statutory period).

Good Moral Character

- Habitual drunkard
- Income principally from illegal gambling
- Convicted of two or more gambling offenses
- Confined to penal institution for 180 days or more
- Giving false testimony under oath
- Convicted of/admitted CIMT
- Any offense related to a drug offense
- Multiple offenses where aggregate sentence is 5 years or more
- Reason to believe drug trafficker
- Prostitution
- Alien smuggler
- Polygamy

Good Moral Character

Will not be granted if:

- Still on probation or parole
- Willful failure to pay court-ordered child support or alimony payments
- **Beware: Drunk driving (D.W.I/D.U.I)**

Other bad factors:

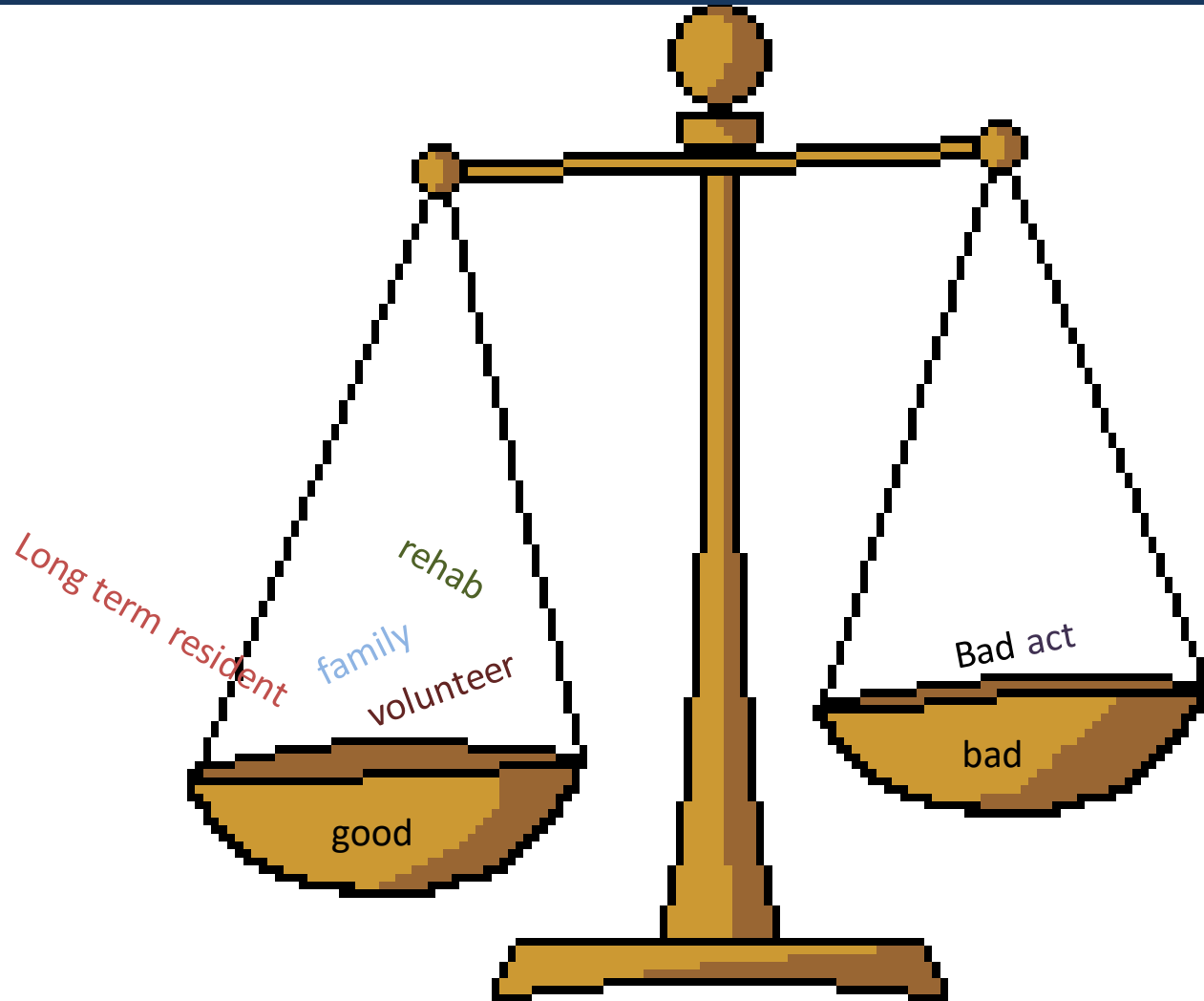
- Selective Service
- Failure to Pay Taxes
- Unlawful voting/ false claim to USC
- Other bad acts

Criminal Record

Applicants who have been arrested, cited, or detained must provide:

- A certified copy of the record of conviction, such as court dispositions, sentencing documents, complaint.
- If a traffic incident was related to alcohol or drugs, applicants may need to submit documentation for traffic fines.
- If person convicted of a crime such as driving while intoxicated (DWI) or domestic violence, must first speak with an immigration attorney before submitting an application.

Good Moral Character



English & Civics Requirements

Applicant must demonstrate that they:

- can speak, read, and write basic English, and
- know basic facts about civics, that is, U.S. history and government.

English. The applicants must be able to answer questions on their application, write a sentence in English and read a sentence in English.

Civics. The applicant must answer 10 correct questions out of 20 on the civics test. Most applicants will be required to study from a list of 100 possible questions.

English and Civics Waiver

Applicants are exempt from demonstrating English proficiency if:

- they are **50 and have been a** Permanent Resident for at least **20** years.
- they are **55 and have been a** Permanent Resident for at least **15** years.
- **If the applicant is 65 and have been a Permanent Resident for at least 20 years, they can study from a** designated list of just 20 questions.

In most instances, the applicant must bring an interpreter to the interview.

Certain medical conditions may be exempt from one or both exams. The applicant's medical doctor or specialist must complete the Form N-648 (Medical Certification for Disability Exceptions).



THE NATURALIZATION APPLICATION



Application for Naturalization
Department of Homeland Security
U.S. Citizenship and Immigration Services

USCIS
Form N-400
OMB No. 1615-0052
Expires 09/30/2022

Most recent version:
9/30/2022

For USCIS Use Only	Date Stamp	Receipt	Action Block
Remarks			

► **START HERE - Type or print in black ink.** Type or print "N/A" if an item is not applicable or the answer is none, unless otherwise indicated. Failure to answer all of the questions may delay U.S. Citizenship and Immigration Services (USCIS) processing your Form N-400. **NOTE: You must complete Parts 1. - 15.**

If your biological or legal adoptive mother or father is a U.S. citizen by birth, or was naturalized before you reached your 18th birthday, you may already be a U.S. citizen. Before you consider filing this application, please visit the USCIS Website at www.uscis.gov for more information on this topic and to review the instructions for Form N-600, Application for Certificate of Citizenship, and Form N-600K, Application for Citizenship and Issuance of Certificate Under Section 319(b).

NOTE: Are either of your parents a United States citizen? If you answer "Yes," then complete **Part 6. Parents** as part of this application. If you answer "No," then skip **Part 6.** and go to **Part 7. Biographic**

US Nationals (e.g. American Samoa or Swains Island) can leave the A# sections blank

Part 1. Information About Your Eligibility (Select only one box or your Form N-400 may be delayed)

Enter Your 9 Digit A-Number:

► A-

1. You are at least 18 years of age **and:**

- A.** ☐ Have been a lawful permanent resident of the United States for at least 5 years.
- B.** ☐ Have been a lawful permanent resident of the United States for at least 3 years. In addition, you have been married to and living with the same U.S. citizen spouse for the last 3 years, **and** your spouse has been a U.S. citizen for the last 3 years at the time you filed your Form N-400.
- C.** ☐ Are a lawful permanent resident of the United States **and** you are the spouse of a U.S. citizen **and** your U.S. citizen spouse is regularly engaged in specified employment abroad. (See the Immigration and Nationality Act (INA) section 319(b).) If your residential address is outside the United States and you are filing under Section 319(b), select the USCIS Field Office from the list below where you would like to have your naturalization interview:

D. ☐ Are applying on the basis of qualifying military service.

E. ☐ Other (Explain):

May send 90 days before 5 or 3 years

Part 2. Information About You (Person applying)

Name as it appears on birth certificate or most recent legal document (i.e. marriage certificate, etc.)

1. Your Current Legal Name (**do not** provide a nickname)

Family Name (Last Name)

Given Name (First Name)

Middle Name (if applicable)

2. Your Name Exactly As It Appears on Your Permanent Resident Card (if applicable)

Family Name (Last Name)

Given Name (First Name)

Middle Name (if applicable)

Copy name exactly as it appears on your Green Card, even if misspelled.

Part 2. Information About You (Person applying for naturalization) (continued) A-

3. Other Names You Have Used Since Birth (include nicknames, aliases, and maiden name, if applicable)

Family Name (Last Name)

Given Name (First Name)

Middle Name (if applicable)

[illegible]

4. Name Change (Optional)

Read the Form N-400 Instructions before you decide whether or not you would like to legally change your name.

Would you like to legally change your name?

Write names as applicant would like it to appear on naturalization certificate. Name changes are not allowed at all field offices.

☐ Yes ☐ No

If you answered "Yes," type or print the new name:

Family Name (Last Name)

Given Name (First Name)

Middle Name (if applicable)

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5. U.S. Social Security Number (if applicable)

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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Write REAL S.S. Numbers only!

6. USCIS Online Account Number (if any)

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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- ## 7. Gender

☐ Male ☐ Female

PAGE 01 OF 0150

(mm/dd/yyyy)

www.pearsoned.com.au/education/au/

9. Date You Became a Law Permanent Resident (mm/yy)

Consular Processing or Adjustment of Status date (not temp. residence date). See green card for date.

10. Country of Birth

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11. Country of Citizenship or Nationality

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12. Do you have a physical or developmental disability or mental impairment that prevents you from demonstrating your knowledge and understanding of the English language and/or civics requirements for naturalization?

☐ Yes ☐ No

If you answered "Yes," submit a completed Form N-648, Medical Certification for Disability Exceptions, when you file your Form N-400.

- ### 13. Exemptions from the English Language Test

If qualify for exemption, can take history/civics test (oral test) with an interpreter and applicant does not need to be literate in native language. Must qualify at time of filing.

- A. Are you **50** years of age or older **and** have you lived in the United States as a lawful permanent resident for periods totaling at least **20** years at the time you file your Form N-400? ☐ Yes ☐ No
- B. Are you **55** years of age or older **and** have you lived in the United States as a lawful permanent resident for periods totaling at least **15** years at the time you file your Form N-400? ☐ Yes ☐ No
- C. Are you **65** years of age or older **and** have you lived in the United States as a lawful permanent resident for periods totaling at least **20** years at the time you file your Form N-400? (If you meet this requirement, you will also be given a simplified version of the civics test.) ☐ Yes ☐ No

- B.** Are you **55** years of age or older and have you lived in the United States as a lawful permanent resident for periods totaling at least **15** years at the time you file your Form N-400? ☐ Yes ☐ No

- C. Are you **65** years of age or older **and** have you lived in the United States as a lawful permanent resident for periods totaling at least **20** years at the time you file your Form N-400? (If you meet this requirement, you will also be given a simplified version of the civics test.) ☐ Yes ☐ No

Part 3. Accommodations for Individuals With Disabilities and/or Impairments

NOTE: Read the information in the Form N-400 Instructions before completing this part.

1. Are you requesting an accommodation because of your disabilities and/or impairments? ☐ Yes ☐ No

If you answered "Yes," select any applicable box.

- A. ☐ I am deaf or hard of hearing and request the following accommodation. (If you are requesting a sign-language interpreter, indicate for which language (for example, American Sign Language).)

[illegible]

- B.** ☐ I am blind or have low vision and request the following accommodation:

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Form N-400 Edition 09/17/19

Page 2 of 20

Part 3. Accommodations for Individuals With Disabilities and/or Impairments (continued)

A-							
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- C. ☐ I have another type of disability and/or impairment (for example, use a wheelchair). (Describe the nature of your disability and/or impairment and the accommodation you are requesting.)

[illegible]

Part 5. Information About Your Residence

1. Where have you lived during the last five years? Provide your most recent residence and then list every location where you have lived during the last five years. If you need extra space, use additional sheets of paper.

A. Current Physical Address **Actual/Physical address.**

Street Number and Name		Apt.	Ste.	Flr.	Number
<input type="text"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="text"/>
City or Town	County	State	ZIP Code + 4		
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	-	<input type="text"/>
Province or Region (foreign address only)	Postal Code (foreign address only)	Country (foreign address only)			
<input type="text"/>	<input type="text"/>	<input type="text"/>			
Dates of Residence	From (mm/dd/yyyy)	To (mm/dd/yyyy)	If can't remember exact date, can handwrite month and year, (e.g. May/2010).		
	<input type="text"/>	<input type="text"/>			

B. Current Mailing Address (if different from the address above)

In Care Of Name (if any)		Use a secure mailing address if your home address is not secure.			
<input type="text"/>					
Street Number and Name		Apt.	Ste.	Flr.	Number
<input type="text"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="text"/>
City or Town	County	State	ZIP Code + 4		
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	-	<input type="text"/>
Province or Region (foreign address only)	Postal Code (foreign address only)	Country (foreign address only)			
<input type="text"/>	<input type="text"/>	<input type="text"/>			

If don't now "+4" numbers, may leave blank.

Part 5. Information About Your Residence (continued)

A-

C. Physical Address 2

List former physical residences in reverse chronological order.

Street Number and Name

Number

City or Town

County

State

ZIP Code + 4

Province or Region
(foreign address only)Postal Code
(foreign address only)Country
(foreign address only)Dates of
Residence

From (mm/dd/yyyy)

To (mm/dd/yyyy)

D. Physical Address 3

Street Number and Name

Apt. Ste. Flr. Number

City or Town

County

State

ZIP Code + 4

Province or Region
(foreign address only)Postal Code
(foreign address only)Country
(foreign address only)Dates of
Residence

From (mm/dd/yyyy)

To (mm/dd/yyyy)

E. Physical Address 4

Street Number and Name

Apt. Ste. Flr. Number

City or Town

County

State

ZIP Code + 4

Province or Region
(foreign address only)Postal Code
(foreign address only)Country
(foreign address only)Dates of
Residence

From (mm/dd/yyyy)

To (mm/dd/yyyy)

Part 6. Information About Your Parents (continued)

This section relates to acquisition and derivation. If person is already a citizen, she cannot naturalize.

A. Current Legal Name of U.S. Citizen Mother

Family Name (Last Name)

Given Name (First Name)

Middle Name (if applicable)

B. Mother's Country of Birth

C. Mother's Date of Birth (mm/dd/yyyy)

D. Date Mother Became a U.S. Citizen (if known) (mm/dd/yyyy)

E. Mother's A-Number (if any)

► A-

Information About Your Father

3. Is your father a U.S. citizen?

☐ Yes ☐ No

If you answered "Yes," complete the information below. If you answered "No," go to Part 7.

A. Current Legal Name of U.S. Citizen Father

Family Name (Last Name)

Given Name (First Name)

Middle Name (if applicable)

B. Father's Country of Birth

C. Father's Date of Birth (mm/dd/yyyy)

D. Date Father Became a U.S. Citizen (if known) (mm/dd/yyyy)

E. Father's A-Number (if any)

► A-

Part 7. Biographic Information

NOTE: USCIS requires you to complete the categories below to conduct background checks. (See the Form N-400 Instructions for more information.)

1. Ethnicity (Select only one box)

☐ Hispanic or Latino ☐ Not Hispanic or Latino

2. Race (Select all applicable boxes)

☐ White ☐ Asian ☐ Black or African American ☐ American Indian or Alaska Native ☐ Native Hawaiian or Other Pacific Islander

3. Height Feet Inches 4. Weight Pounds

5. Eye color (Select only one box)

☐ Black ☐ Blue ☐ Brown ☐ Gray ☐ Green ☐ Hazel ☐ Maroon ☐ Pink ☐ Unknown/Other

6. Hair color (Select only one box)

☐ Bald (No hair) ☐ Black ☐ Blond ☐ Brown ☐ Gray ☐ Red ☐ Sandy ☐ White ☐ Unknown/Other

Can refer to info on most recent Driver's License or ID Card



Part 8. Information About Your Employment and Schools You Attended

A-

List where you have worked or attended school full time or part time during the last five years. Provide information for the complete time period. Include all military, police, and/or intelligence service. Begin by providing information about your most recent or current employment, studies, or unemployment (if applicable). Provide the locations and dates where you worked, were self-employed, were unemployed, or have studied for the last five years. If you worked for yourself, type or print "self-employed." If you were unemployed, type or print "unemployed." If you need extra space, use additional sheets of paper.

1. Employer or School Name

Street Number and Name

City or Town

Province or Region
(foreign address only)

Postal Code

(foreign address only)

Country

(foreign address only)

Date From (mm/dd/yyyy)

Date To (mm/dd/yyyy)

Your Occupation

List current and former employers/schools in reverse chronological order (start with the most recent). Do not leave gaps.

If retired indicate "retired" on Question 1. If have been retired for more than 5 years, then list last employment under Question 2 for this part, if you had employment.

2. Employer or School Name

Street Number and Name

City or Town

Province or Region
(foreign address only)

Postal Code

(foreign address only)

Country

(foreign address only)

Date From (mm/dd/yyyy)

Date To (mm/dd/yyyy)

Your Occupation

If homemaker without an employer, state "homemaker" as job.

If unemployed, write "unemployed" in section that asks for "Employer or School Name."

Apt. Ste. Flr. Number

State

ZIP Code + 4

 -

Part 9. Time Outside the United States

This section relates to the requirements of continuous residence, physical presence, and abandonment of residence. Please note questions ask for absences within the last 5 years.

- How many total days (24 hours or longer) did you spend outside the United States during the last 5 years? days
- How many trips of 24 hours or longer have you taken outside the United States during the last 5 years? trips
- List below all the trips of 24 hours or longer that you have taken outside the United States during the last 5 years. Start with your most recent trip and work backwards. If you need extra space, use additional sheets of paper.

Note: Canada & Mexico are "outside" of the U.S.

Date You Left the United States (mm/dd/yyyy)	Date You Returned to the United States (mm/dd/yyyy)	Did Trip Last 6 Months or More?	Countries to Which You Traveled	Total Days Outside the United States
Use approximate date if applicant does not remember the exact dates. Write "APPROX." before each date to indicate it is an approximate date.		<input type="checkbox"/> Yes <input type="checkbox"/> No	If don't know all absences, applicant can state something like, "since 2010 I have been going to Mexico for approx. one month every year to visit my family."	Include trips to Mexico/Canada even if crossed at land border.
		<input type="checkbox"/> Yes <input type="checkbox"/> No		
		<input type="checkbox"/> Yes <input type="checkbox"/> No		
		<input type="checkbox"/> Yes <input type="checkbox"/> No		
		<input type="checkbox"/> Yes <input type="checkbox"/> No		
		<input type="checkbox"/> Yes <input type="checkbox"/> No		

Part 10. Information About Your Marital History

1. What is your current marital status?

☐ Single, Never Married ☐ Married ☐ Divorced ☐ Widowed ☐ Separated ☐ Marriage Annulled

If you are single and have **never** married, go to **Part 11**.

2. If you are married, is your spouse a current member of the U.S. armed forces?

3. How many times have you been married (including annulled marriages, marriages to the same person)?

This means *legally* separated, not just living apart.

☐ Yes ☐ No

4. If you are married now, provide the following information about your current spouse.

A. Current Spouse's Legal Name

Family Name (Last Name)

Given Name (First Name)

Middle Name (if applicable)

B. Current Spouse's Previous Legal Name

Family Name (Last Name)

Given Name (First Name)

Middle Name (if applicable)

C. Other Names Used by Current Spouse (include nicknames, aliases, and maiden name, if applicable)

Family Name (Last Name)

Given Name (First Name)

Middle Name (if applicable)

D. Current Spouse's Date of Birth
(mm/dd/yyyy)

E. Date You Entered into Marriage
with Current Spouse (mm/dd/yyyy)

7. If your current spouse is not a U.S. citizen, complete the following information.

A. Current Spouse's Country of Citizenship or Nationality

B. Current Spouse's

► A-

C. Current Spouse's Immigration Status

☐ Lawful Permanent Resident ☐ Other (Explain):

If an I-130 petition has been submitted, can list as "adjustment applicant" or second preference beneficiary. If spouse is undocumented, can list as "Alien" *not* undocumented, or N/A.

8. How many times has your current spouse been married (including annulled marriages, marriages to other people, and marriages to the same person)? If your current spouse has been married before, provide the following information about your current spouse's prior spouse.

If your current spouse has had more than one previous marriage, provide that information on additional sheets of paper.

A. Legal Name of My Current Spouse's Prior Spouse

Family Name (Last Name)

Given Name (First Name)

Middle Name (if applicable)

B. Immigration Status of My Current Spouse's Prior Spouse (if known)

☐ U.S. Citizen ☐ Lawful Permanent Resident ☐ Other (Explain):

C. Date of Birth of My Current Spouse's Prior Spouse (mm/dd/yyyy)

D. Country of Birth of My Current Spouse's Prior Spouse

E. Country of Citizenship or Nationality of My Current Spouse's Prior Spouse

Part 10. Information About Your Marital History (continued)

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F. My Current Spouse's Date of Marriage with Prior Spouse (mm/dd/yyyy)

G. Date My Current Spouse's Marriage Ended with Prior Spouse (mm/dd/yyyy)

If the spouse was not divorced before marrying the applicant, then it is possible that the applicant's present marriage is invalid.

H. How My Current Spouse's Marriage Ended with Prior Spouse

☐ Annulled ☐ Divorced ☐ Spouse Deceased ☐ Other (Explain):

9. If you were married before, provide the following information about your prior spouse. If you have more than one previous marriage, provide that information on additional sheets of paper.

A. My Prior Spouse's Last Name

Family Name (Last Name)

CAUTION: very short marriages, especially ones through which immigration status was obtained can be investigated by USCIS to ensure no marriage fraud was committed.

Given Name (First Name)

Middle Name (if applicable)

B. My Prior Spouse's Immigration Status When My Marriage Ended (if known)

☐ U.S. Citizen ☐ Lawful Permanent Resident ☐ Other (Explain):

C. My Prior Spouse's Date of Birth (mm/dd/yyyy)

D. My Prior Spouse's Country of Birth

E. My Prior Spouse's Country of Citizenship or Nationality

F. Date of Marriage with My Prior Spouse (mm/dd/yyyy)

G. Date Marriage Ended with My Prior Spouse (mm/dd/yyyy)

H. How Marriage Ended with My Prior Spouse

☐ Annulled ☐ Divorced ☐ Spouse Deceased ☐ Other (Explain):

Part 11. Information About Your Children

1. Indicate your total number of children. (You must indicate **ALL** children, including: children who are alive, missing, or deceased; children born in the United States or in other countries; children under 18 years of age or older; children who are currently married or unmarried; children living with you or elsewhere; current stepchildren; legally adopted children; **and** children born when you were not married.)
2. Provide the following information about all your children (sons and daughters) listed in **Item Number 1.**, regardless of age. To list any additional children, use additional sheets of paper.

A. Child 1

Current Legal Name

Family Name (Last Name)

Given Name (First Name)

Middle Name (if applicable)

A-Number (if any)

► A-

Date of Birth (mm/dd/yyyy)

Country of Birth

U.S. born and some
undocumented children
will not have an A#, so
indicate N/A.

Part 11. Information About Your Children (continued)

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Current Address

Street Number and Name

If child is living with you, write
"Child Residing with Me." If child is
missing or deceased write "Child
Missing" or "Child Deceased."

Apt. Ste. Flr. Number

☐☐☐

City or Town

County

State

ZIP Code + 4

 - Province or Region
(foreign address only)Postal Code
(foreign address only)Country
(foreign address only)What is your child's relationship to you? (for example, biological child,
stepchild, legally adopted child)

Don't forget adult children,
stepchildren, children born in another
country, deceased or missing.

B. Child 2

Current Legal Name

Family Name (Last Name)

Given Name (First Name)

Middle Name (if applicable)

A-Number (if any)

► A-

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Date of Birth (mm/dd/yyyy)

Country of Birth

Current Address

Street Number and Name

Apt. Ste. Flr. Number

☐☐☐

City or Town

County

State

ZIP Code + 4

 - Province or Region
(foreign address only)Postal Code
(foreign address only)Country
(foreign address only)What is your child's relationship to you? (for example, biological child,
stepchild, legally adopted child)

Part 12. Additional Information

Answer Item Numbers 1. - 21.
sheets of paper.

If the answer to any of questions 1-36 or 39-43 is "yes," then it is a red-flag issue which must be discussed with an immigration attorney or expert. These questions concern good moral character and deportability. Be CAREFUL! False claims of citizenship made after 9/30/1996 is a ground of deportability.

1. Have you **EVER** claimed to be a U.S. citizen (in writing or any other way)? ☐ Yes ☐ No
2. Have you **EVER** registered to vote in any Federal, state, or local election in the United States? ☐ Yes ☐ No
3. Have you **EVER** voted in any Federal, state, or local election in the United States? ☐ Yes ☐ No
4. A. Do you now have, or did you **EVER** have, a hereditary title or an order of nobility in any foreign country? ☐ Yes ☐ No
B. If you answered "Yes," are you willing to give up any inherited titles or orders of nobility that you have in a foreign country at your naturalization ceremony? ☐ Yes ☐ No
5. Have you **EVER** been declared legally incompetent or been confined to a mental institution? ☐ Yes ☐ No

Issue of allegiance
to U.S.

Form N-400

Must prove that legally competent to take oath of allegiance, or can get a waiver of oath if based on disability. Usually if answer is "yes" to this question, can still show legally competent.

Page 11 of 20

Part 12. Additional Information About You (Person Applying for Naturalization) (continued)

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6. Do you owe any overdue Federal, state, or local taxes?

7. A. Have you **EVER** not filed a Federal, state, or local tax return since you became a lawful permanent resident?

B. If you answered "Yes," did you consider yourself to be a "non-U.S. resident"?

8. Have you called yourself a "non-U.S. resident" on a Federal, state, or local tax return since you became a lawful permanent resident?

☐ Yes ☐ No

9. A. Have you **EVER** been a member of, involved in, or in any way associated with, any organization, association, fund, foundation, party, club, society, or similar group in the United States or in any other location in the world?

☐ Yes ☐ No

B. If you answered "Yes," provide the information below. If you need extra space, use additional sheets of paper and provide any evidence to support your answers.

Question is not limited to "required" taxes. If **ever** not filed since becoming an LPR, mark "yes" and provide an explanation.

This includes membership in religious org., school or parent org., community org., athletic org., union, or volunteer service such as PTA, Red Cross, etc.

Name of the Group	Purpose of the Group	Dates of Membership	
		From (mm/dd/yyyy)	To (mm/dd/yyyy)

Important to review types of groups/orgs., especially for asylees and refugees (check asylum app). In some cases where purpose of group implicates conduct related to grounds of inadmissibility/deportability or GMC, may want to request A-file.

Use approximate dates if you don't remember exact date. Write "approx." before each date to indicate it's an approximate date.

10. Have you **EVER** been a member of, or in any way associated (either directly or indirectly) with:

A. The Communist Party?

B. Any other totalitarian party?

C. A terrorist organization?

NOTE: Voluntary membership in Communist Party within the last 10 yrs. can cause naturalization denial.

☐ Yes ☐ No

☐ Yes ☐ No

☐ Yes ☐ No

11. Have you **EVER** advocated (either directly or indirectly) the overthrow of any government by force or violence?

☐ Yes ☐ No

12. Have you **EVER** persecuted (either directly or indirectly) any person because of race, religion, national origin, membership in a particular social group, or political opinion?

☐ Yes ☐ No

13. Between March 23, 1933 and May 8, 1945, did you work for or associate in any way (either directly or indirectly) with:

A. The Nazi government of Germany?

☐ Yes ☐ No

B. Any government in any area occupied by, allied with, or established with the help of the Nazi government of Germany?

☐ Yes ☐ No

C. Any German, Nazi, or S.S. military unit, paramilitary unit, self-defense unit, vigilante unit, citizen unit, police unit, government agency or office, extermination camp, concentration camp, prisoner of war camp, prison, labor camp, or transit camp?

☐ Yes ☐ No

Part 12. Additional Information About You (Person Applying for Naturalization) (continued)

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14. Were you **EVER** involved in any way with any of the following:

An applicant who has ordered, incited, assisted, or otherwise participated in genocide, torture or severe violations of religious freedom at any time might be deportable and is permanently barred from establishing Good Moral Character for naturalization.

A. Genocide?

If only the victim of genocide or torture, don't need to mark "yes."

B. Torture?

C. Killing, or trying to kill, someone?

D. Badly hurting, or trying to hurt, a person on purpose?

E. Forcing, or trying to force, someone to have any kind of sexual contact or relations?

F. Not letting someone practice his or her religion?

Can likely be read to mean "intentionally and severely injuring" another person. See Form I-485, Part 3. Item. 14c. for context.

15. Were you **EVER** a member of, or did you **EVER** serve in, help, or otherwise participate in, any of the following groups:

A. Military unit?

B. Paramilitary unit (a group of people who act like a military group but are not part of the official military)?

C. Police unit?

D. Self-defense unit?

Beware: For Item **Numbers 15-21** consider whether applicants who received TPS or asylum may have already implicated this information in other applications. If "yes", include thorough explanation.

E. Vigilante unit (a group of people who act like the police, but are not part of the official police)?

F. Rebel group?

G. Guerrilla group (a group of people who use weapons against or otherwise physically attack the military, police, government, or other people)?

H. Militia (an army of people, not part of the official military)?

I. Insurgent organization (a group that uses weapons and fights against a government)?

☐ Yes ☐ No

☐ Yes ☐ No

☐ Yes ☐ No

☐ Yes ☐ No

☐ Yes ☐ No

☐ Yes ☐ No

☐ Yes ☐ No

☐ Yes ☐ No

16. Were you **EVER** a worker, volunteer, or soldier, or did you otherwise **EVER** serve in any of the following:

A. Prison or jail?

B. Prison camp?

C. Detention facility (a place where people are forced to stay)?

D. Labor camp (a place where people are forced to work)?

E. Any other place where people were forced to stay?

☐ Yes ☐ No

☐ Yes ☐ No

☐ Yes ☐ No

17. Were you **EVER** a part of any group, or did you **EVER** help any group, unit, or organization that used a weapon against any person, or threatened to do so?

A. If you answered "Yes," when you were part of this group, or when you helped this group, did you ever use a weapon against another person?

B. If you answered "Yes," when you were part of this group, or when you helped this group, did you ever tell another person that you would use a weapon against that person?

Be sure to cross reference criminal history. Look out for "possession of weapon" charges/convictions.

18. Did you **EVER** sell, give, or provide weapons to any person, or help another person sell, give, or provide weapons to any person?

A. If you answered "Yes," did you know that this person was going to use the weapons against another person?

B. If you answered "Yes," did you know that this person was going to sell or give the weapons to someone who was going to use them against another person?

☐ Yes ☐ No

☐ Yes ☐ No

☐ Yes ☐ No

Part 12. Additional Information About You (Person Applying for Naturalization) (continued)

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19. Did you **EVER** receive any type of military, paramilitary (a group of people who act like a military group but are not part of the official military), or weapons training? ☐ Yes ☐ No
20. Did you **EVER** recruit (ask), enlist (sign up), conscript (require), or use any person under 15 years of age to serve in or help an armed force or group? ☐ Yes ☐ No
21. Did you **EVER** use any person under 15 years of age to do anything that helped or supported people in combat? ☐ Yes ☐ No

If any of Item Numbers 22. - 28. apply to you, you must answer "Yes" even if your records have been sealed, expunged, or otherwise cleared. You must disclose this information even if someone, including a judge, law enforcement officer, or attorney, told you that it no longer constitutes a record or told you that you do not have to disclose the information.

22. Have you **EVER** committed, assisted in committing, or attempted to commit, a crime or offense for which you were **NOT** arrested?
23. Have you **EVER** been arrested, cited, or detained by any law enforcement officer (including any immigration official or any official of the U.S. armed forces) for any reason?
24. Have you **EVER** been charged with committing, attempting to commit, or assisting in committing a crime or offense? ☐ Yes ☐ No
25. Have you **EVER** been convicted of a crime or offense?

Remember to look at criminal history, including juvenile records.

Includes border patrol arrests and ICE or INS arrests.

or offense?

25. Have you **EVER** been convicted of a crime or offense?
26. Have you **EVER** been placed in an alternative sentencing or a rehabilitative program (for example diversion, deferred prosecution, withheld adjudication, deferred adjudication)?
27. A. Have you **EVER** received a suspended sentence, been placed on probation, or been paroled?
B. If you answered "Yes," have you completed the probation or parole?
28. A. Have you **EVER** been in jail or prison?
B. If you answered "Yes," how long were you in jail or prison? Years Months Days
29. If you answered "No" to **ALL** questions in **Item Numbers 23. - 28.**, then skip this item and go to **Item Number 30.**

If you answered "Yes" to any question in **Item Numbers 23. - 28.**, then complete this table. If you need extra space, use additional sheets of paper and provide any evidence to support your answers.

Why were you arrested, cited, detained, or charged?	Date arrested, cited, detained, or charged. (mm/dd/yyyy)	Where were you arrested, cited, detained, or charged? (City or Town, State, Country)	Outcome or disposition of the arrest, citation, detention, or charge (no charges filed, charges dismissed, jail, probation, etc.)
Include traffic violations.			
Don't forget political arrests for asylees (check asylum app).			

Do not file Natz.
Application while on probation. USCIS will not approve an application until after the probation, parole or suspended sentence has been completed.

If spent hours in jail (even if less than 24hrs or a day), indicate that by writing 1 in the box labeled "days," and provide explanation with exact number of hours.

Part 12. Additional Information About You (Person Applying for Naturalization) (continued)

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Answer **Item Numbers 30. - 46.** If you answer "Yes" to any of these questions, except **Item Numbers 37. and 38.**, include a typed or printed explanation on additional sheets of paper and provide any evidence to support your answers.

30. Have you **EVER**:

A. Been a habitual drunkard?

☐ Yes ☐ No

B. Been a prostitute, or procured anyone for prostitution?

Applies even if you helped a family member.

C. Sold or smuggled controlled substances, illegal drugs, or narcotics?

☐ Yes ☐ No

D. Been married to more than one person at the same time?

E. Married someone in order to obtain an immigration benefit?

Only willful (on purpose) failure to support dependent should count against you.

F. Helped anyone to enter, or try to enter, the United States illegally?

☐ Yes ☐ No

G. Gambled illegally or received income from illegal gambling?

H. Failed to support your dependents or to pay alimony?

Not limited to "willful and knowing" misrepresentation. If this is true for applicant, mark "yes" regardless of intent and provide an explanation.

I. Made any misrepresentation to obtain any public benefit in the United States?

31. Have you **EVER** given any U.S. Government officials **any** information or documentation that was fraudulent, or misleading?

This includes any false information on a green card application, visa application, asylum application, or other immigration applications.

32. Have you **EVER** lied to any U.S. Government officials to gain entry or admission into the United States to gain immigration benefits while in the United States?

33. Have you **EVER** been removed, excluded, or deported from the United States?

33. Have you **EVER** been removed, excluded, or deported from the United States?
34. Have you **EVER** been ordered removed, excluded, or deported from the United States?
35. Have you **EVER** been placed in removal, exclusion, rescission, or deportation proceedings?
36. Are removal, exclusion, rescission, or deportation proceedings (including administratively closed proceedings) currently pending against you? ←

Cannot naturalize while in proceedings, but if eligible for naturalization, can request that proceedings be terminated pending naturalization outcome.

37. Have you **EVER** served in the U.S. armed forces? ☐ Yes ☐ No
38. A. Are you currently a member of the U.S. armed forces? ☐ Yes ☐ No
- B. If you answered "Yes," are you scheduled to deploy overseas, including to a vessel, within the next three months? (Refer to the Address Change section in the Instructions on how to notify USCIS if you learn of your deployment plans after you file your Form N-400.) ☐ Yes ☐ No
- C. If you answered "Yes," are you currently stationed overseas? ☐ Yes ☐ No
39. Have you **EVER** been court-martialed, administratively separated, or disciplined, or have you received an other than honorable discharge, while in the U.S. armed forces? ☐ Yes ☐ No
40. Have you **EVER** been discharged from training or service in the U.S. armed forces because you were an alien? ☐ Yes ☐ No
41. Have you **EVER** left the United States to avoid being drafted in the U.S. armed forces? ☐ Yes ☐ No
42. Have you **EVER** applied for any kind of exemption from military service in the U.S. armed forces? ☐ Yes ☐ No
43. Have you **EVER** deserted from the U.S. armed forces? ☐ Yes ☐ No



Part 12. Additional Information About You (Person Applying Naturalization) (continued)

Can find out if registered, and get registration # and date by calling: 1-847-688-6888 or visiting <https://www.sss.gov/Regver/mobile/mVerification.aspx>

44. A. Are you a male who lived in the United States at any time between your 18th and 26th birthdays? ☐ Yes ☐ No
(This does not include living in the United States as a lawful nonimmigrant.)

- B. If you answered "Yes," when did you register for the Selective Service? Provide

Date Registered
(mm/dd/yyyy)

Selective Service
Number

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USCIS is looking for statement that applicant did not know about Selective Service requirements and had he known, he would have registered.

- C. If you answered "Yes," but you **did not register** with the Selective Service System and you

1. Still under 26 years of age, you must register before you apply for naturalization, and provide the information above; **OR**
2. Now 26 to 31 years of age (29 years of age if you are filing under INA section 319(a)(2)(A)), if you did not register for Selective Service, you must attach a statement explaining why you did not register, a letter from the Selective Service.

Applicants over the age of 31 (or over 29 if applying based on marriage to US citizen), do not need to submit Status Information Letter or written explanation.

Answer **Item Numbers 45. - 50.** If you answer "No" to any of these questions, include a typed or printed explanation on additional sheets of paper and provide any evidence to support your answers.

45. Do you support the Constitution and form of Government of the United States? ☐ Yes ☐ No
46. Do you understand the full Oath of Allegiance to the United States? ☐ Yes ☐ No
47. Are you willing to take the full Oath of Allegiance to the United States? ☐ Yes ☐ No
48. If the law requires it, are you willing to bear arms on behalf of the United States? ☐ Yes ☐ No
49. If the law requires it, are you willing to perform noncombatant services in the U.S. armed forces? ☐ Yes ☐ No
50. If the law requires it, are you willing to perform work of national importance under civilian direction? ☐ Yes ☐ No

If there are religious reasons why the applicant says "NO" then could be OK. People can take "modified oaths" for religious reasons.

Part 13. Applicant's Statement, Certification, and Signature (continued)

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Applicant's Certification

Copies of any documents I have submitted are exact photocopies of unaltered, original documents, and I understand that USCIS may require that I submit original documents to USCIS at a later date. Furthermore, I authorize the release of any information from any of my records that USCIS may need to determine my eligibility for the immigration benefit that I seek.

I further authorize release of information contained in this application, in supporting documents, and in my USCIS records to other entities and persons where necessary for the administration and enforcement of U.S. immigration laws.

I understand that USCIS will require me to appear for an appointment to take my biometrics (fingerprints, photograph, and/or signature) and, at that time, I will be required to sign an oath reaffirming that:

- 1) I reviewed and provided or authorized all of the information in my application;
- 2) I understood all of the information contained in, and submitted with, my application; and
- 3) All of this information was complete, true, and correct at the time of filing.

I certify, under penalty of perjury, that I provided or authorized all of the information in my application, I understand all of the information contained in, and submitted with, my application, and that all of this information is complete, true, and correct.

Applicant's Signature

3. Applicant's Signature

Date of Signature (mm/dd/yyyy)



Don't forget to sign!

NOTE TO ALL APPLICANTS: If you do not completely fill out this application or fail to submit required documents listed in the Instructions, USCIS may deny your application.

Check with event supervisor before completing this part.

Part 14. Interpreter's Contact Information, Certification, and Signature

Provide the following information about the interpreter.

Interpreter's Full Name

1. Interpreter's Family Name (Last Name)

Interpreter's Given Name (First Name)

2. Interpreter's Business or Organization Name (if any)

Interpreter's Mailing Address

3. Street Number and Name

Apt.

☐

City or Town

State

ZIP Code + 4

Province

Postal Code

Country

Volunteers who serve as interpreters may be asked to write their name but provide information on the organization in charge of event for the remaining information. The organization may use stickers or stamps on this section in advance.

Check with event supervisor before completing this part.

Part 14. Interpreter's Contact Information, Certification, and Signature
(continued)

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Interpreter's Contact Information

- | | |
|---|---|
| 4. Interpreter's Daytime Telephone Number | 5. Interpreter's Mobile Telephone Number (if any) |
| <input type="text"/> | <input type="text"/> |
| 6. Interpreter's Email Address (if any) | |
| <input type="text"/> | |

Interpreter's Certification

I certify, under penalty of perjury, that:

I am fluent in English and [REDACTED], which is the same language specified in Part 13., Item B, in Item Number 1., and I have read to this applicant in the identified language every question and instruction on this application and his or her answer to every question. The applicant informed me that he or she understands every instruction, question and answer on the application, including the Applicant's Certification and has verified the accuracy of every answer.

Interpreter's Signature _____

7. Interpreter's Signature Date of Signature (mm/dd/yyyy)
- ➡ Don't forget to sign!

Volunteers who serve as interpreters may be asked to sign their name but provide information on the organization in charge of event for the remaining information.

Part 15. Contact Information, Declaration, and Signature of the Person Preparing This Application, if Other Than the Applicant

Provide the following information about the preparer.

Preparer's Full Name

1. Preparer's Family Name (Last Name) Preparer's Given Name

2. Preparer's Business or Organization Name (if any)

Volunteers may be asked to write their name but provide information on the organization in charge of event for the remaining information.

Preparer's Mailing Address

3. Street Number and Name

Apt. Ste. Flr. Number

City or Town

State

ZIP Code + 4

Province

Postal Code

Country

Additional Tips

Remember to review the following documents before the workshop:

- Application can be found at:
- <http://www.uscis.gov/files/form/N-400.pdf>
- age exemptions, and
- Workshop specific handouts

How can I participate?

Download tools and resources

www.aila.org/citizenshipday

Download additional tools and tips sheets

www.ilrc.org/citizenship-and-naturalization

Disseminate information about the importance of Citizenship – promote the NALEO Educational Fund hotline, (888) 839-8682

For additional assistance



**American Immigration
Lawyers Association**

Erin Lynum
Associate, Practice and Professionalism Center
elynum@aila.org

CUNY Citizenship Now!

Shawn Rahman, Esq.
Managing Attorney, Training & Capacity Building
shawn.rahman@cuny.edu