

July 19, 2014

USCIS  
P.O. Box 660865  
Dallas, TX 75266

**RE: Client (A123-456-789)  
Form I-131, Request for Humanitarian Parole**

Dear Officer:

This serves as a request for Humanitarian Parole pursuant to INA § 212(d)(5) (urgent humanitarian reasons) for my client, Client (“Ms. Client”), who is currently in Mexico, by her husband, Husband (“Mr. Husband,” A123-456-789). Mr. Husband was granted Deferred Action based on a conditional grant of his (derivative) Petition for U Nonimmigrant Status through Ms. Client.

**Ms. Client has been granted Deferred Action based on a conditional grant of her Petition for U Nonimmigrant Status (EAC123456789). The basis of Ms. Client’s Petition for U Nonimmigrant Status was a sexual assault she suffered in 1994, where a man approached her at a bus stop, put a knife to her side, and sexually assaulted her.**

As Ms. Client explains in her attached statement, she had to go to Mexico in January 2014 to bury her father, who died of pneumonia. There was no other person available in her family to take care of the arrangements after his death, including his burial.

Ms. Client is now stranded in Mexico. Her entire family, including many U.S. citizens, is in the United States. As stated above, her husband was also granted Deferred Action as a derivative of Ms. Client and is here in the United States. Ms. Client’s U.S. citizen daughter, Daughter, is pregnant (due September 28, 2014) and is a single mother. Claudia is counting on her mother being able to help her with her baby. Ms. Client also has a US citizen son, Son, who is going through a very difficult time and needs his mother for emotional and other support. Ms. Client’s youngest daughter, Daughter 2, is only 16 and is extremely depressed due to her mother’s absence.

While Ms. Client’s Petition for U Nonimmigrant Status has been conditionally approved, the 10,000 annual cap for U Visas was met **only 71 days** into the fiscal year<sup>1</sup>, so **it is entirely possible that Ms. Client would have to wait up to 6 years in Mexico for a visa number to be available**, all alone with no family to care for her, before a U Visa were available. Meanwhile, numerous U.S. citizen children and grandchildren, as well as a husband in valid status, would suffer immeasurable harm from separated from the caring matriarch of their family who has supported them emotionally for decades.

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<sup>1</sup> <http://www.uscis.gov/news/alerts/uscis-approves-10000-u-visas-5th-straight-fiscal-year>

Ms. Client is currently experiencing severe depression due to the separation from her family. Attached are prescriptions for anti-depressants and anti-anxiety medication from her physician.

By statute and regulations, DHS has the authority to “parole into the United States temporarily in accordance with section 212(d)(5)(A) of the Act, **any alien applicant for admission, under such terms and conditions... as he or she may deem appropriate.**” The standard for review is “reasonable discretion” (8 CFR 212.5(d)). Ms. Client was a victim of a horrible crime, departed the US to bury her father, and now seeks to return to be reunited with her family. Ms. Client has no criminal history.

Please see attached for the following:

- Form G-28 for Ms. Client’s husband, Husband, filing Form I-131 on her behalf;
- Form I-134 and supporting documents;
- Form I-131 and filing fee;
- Statement of Mr. Husband, copy of marriage certificate, conditional grant/deferred action notice, and passport;
- Ms. Client’s conditional grant/Deferred Action notice;
- Ms. Client’s passport;
- Statement of Ms. Client;
- Death certificate of Ms. Client’s father (and certified translation);
- Four prescriptions (and certified translations) from Ms. Client’s physician for anti-depressants and anti-anxiety medication;
- Statement of Daughter, Ms. Client’s pregnant daughter, birth certificate (and certified translation), U.S. passport, and confirmation of pregnancy;
- Statement of Daughter 2, Ms. Client’s 16 year-old daughter and birth certificate;
- Statement of Son, Ms. Client’s son and birth certificate;
- Statement of X, Ms. Client’s oldest daughter;
- Statement of Ms. Client’s 7 year-old grandson, X, and copy of birth certificate;
- Statement of Ms. Client’s 13 year-old grandson, X, and copy of birth certificate;
- Statement of Ms. Client’s 11 year-old grandson, X, and copy of birth certificate;
- Statement of Ms. Client’s 16 year-old granddaughter, X, and copy of birth certificate; and
- Statement of Ms. Client’s 18 year-old granddaughter, X, and copy of birth certificate.

Please feel free to contact me at 323-300-5018 or [nora@phillipsurias.com](mailto:nora@phillipsurias.com) should you have any questions or require further information.

Sincerely,

Nora E. Phillips, Esq.  
*Enclosures*