

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement

APPLICATION FOR A STAY OF DEPORTATION OR REMOVAL

1. Who may file this application?

This application may be filed if you have been ordered deported or removed from the United States and you wish to obtain a stay of deportation or removal under the provisions of 8 CFR 241.6. (A separate application must be filed for each person/family member seeking a stay of removal.)

2. Where should the application be submitted?

The alien(s) ordered removed must submit this application in person to the local Detention and Removal Operations (DRO) office. Locate your nearest DRO office at <http://www.ice.gov/about/dro/contact.htm>.

3. What additional documents or evidence are required with this application?

- Current and valid passport(s) (Expiration minimum of 6 months) for you and your family (copies not acceptable)
- Copy of birth certificate(s)/identity document(s)
- Police reports, disposition of all arrests, court disposition, etc.

4. What evidence/documentation should be submitted in support of this application?

- Medical documentation from your doctor
- Evidence to support your claim that you cannot depart the United States as ordered by the Immigration Judge
- Evidence to support your claim that you should not be deported/removed from the United States
- Evidence that you plan to comply with your order of removal i.e. plane ticket, departure itinerary, etc.
- Any additional documentation, evidence or brief in support of your claim

5. What fees should be submitted with this application?

A fee of \$155.00 must be paid for filing this application.

There is no refund regardless of the action taken. What are the types of payment accepted?

- U.S. cash
- Cashier's Check
- Money Order

Payments must be made out to, "Department of Homeland Security" or "Immigration and Customs Enforcement".

6. What may be the basis for rejection of this application?

- Incorrect fee - (erroneous fee amounts will not be refunded.)
- Multiple applicants on same application
- Failure to submit in person
- Current physical address

7. What may be the basis of denial of this application?

- Failure to submit current/valid passport
- Failure to submit copies of birth certificate(s)/identity document(s)
- Lack of medical evidence in support of your claim (if applicable)
- Lack of or insufficient evidence or documentation in support of your claim
- Failure to provide evidence of to comply with order of deportation/removal
- Pursuant to the discretion of the Field Office Director or other designated official
- Threat to self or others
- Inaccurate or untruthful information

8. What will happen when I submit this application?

- You will be fingerprinted (14 years or older)
- Your information will be input into Department of Homeland Security (DHS) databases.
- You will have your photograph taken
- Criminal background check

9. What if this application is approved?

If this application is approved the following will occur:

- You will be issued an Order of Supervision (OSUP) and be required to comply with the conditions as set forth within the OSUP.
- You may, at the discretion of the Field Office Director, be granted employment authorization
- You may be required to post a Delivery or Order of Supervision bond (minimum bond amount is \$1,500.00)
- Other conditions as set forth by the Field Office Director or other designated official
- You will be required to immediately update your address with DRO

A stay of deportation or removal is within the sole discretion of Secretary of Homeland Security or his designee, the Field Office Director.

10. What may be the basis that the Secretary or his/her designee revoke this application after approval?

- Execution of an order of deportation or removal
- Arrested by any law enforcement agency
- Conviction of any crime(s)
- A violation of an Order of Supervision
- A violation of the terms of an Immigration Bond
- Safety or security concerns
- For any reason(s) pursuant to the discretion of the Secretary or his/her designee

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement

APPLICATION FOR A STAY OF DEPORTATION OR REMOVAL

12. Under what authority is the information requested?

The authority to prescribe this form is contained in 8 U.S.C. 1203(a). Submission of this form is voluntary. The solicited information will be used by DHS principally to determine whether you are eligible for a stay of deportation or removal under the provisions of 8 C.F.R. 241.6. The information may also, as a matter of routine be used by or disclosed to other federal, state, local and foreign law enforcement and regulatory agencies.

13. What can happen if I submit false information?

All statements made in response to questions in this application are declared to be true and correct under penalty of perjury pursuant to Title 18, United States Code (U.S.C.), Section 1546. The knowing placement of false information on the application may subject you, or the preparer of the application, to criminal penalties under 18 U.S.C., and you and the preparer to civil penalties pursuant to the Immigration and Nationality Act 274C and 8 U.S.C. 1324c.

PAPERWORK REDUCTION ACT NOTICE

Under the Paperwork Reduction Act, a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. We try to create forms and instructions that are easily understood and which impose the least possible burden on you to provide us with information. Often this is difficult because some immigration laws are complex. The estimated time to complete and file this application is 45 minutes. If you have comments regarding the accuracy of this estimate or suggestions for making this form simpler, you can write:

Department of Homeland Security
U.S. Immigration and Customs Enforcement
425 I Street, N.W., Room 1122
Washington, DC 20536

Do not mail your completed application to this address.

NOTICE - A pending application does not preclude the execution of a final order of deportation/removal. The Field Office Director may at his/her discretion revoke the approval of this application and execute the order of removal at a date and time of his/her choosing. No advance notice is required for the execution of a final order of removal.

APPLICATION FOR A STAY OF DEPORTATION OR REMOVAL

For Internal Use Only		Fee/Date Stamp
<input type="checkbox"/> Granted <input type="checkbox"/> One Year <input type="checkbox"/> Six Months <input type="checkbox"/> Three Months <input type="checkbox"/> Other: _____		
<input type="checkbox"/> Denied <input type="checkbox"/> Denial letter attached.		
<input type="checkbox"/> Rejected <input type="checkbox"/> Incorrect Fee <input type="checkbox"/> Failure to submit in person <input type="checkbox"/> Other: _____		
<input type="checkbox"/> Additional information attached.		
Date: _____ Decision made by _____ (Printed Name/Title)		
Deciding Official Signature: _____ Office: _____		

File Number	Date			
Last Name	First Name	Middle Name		
Address (Number and Street):		Country of Citizenship:	Passport No:	Expiration Date:
Apartment Number:		Length of stay requested: <input type="checkbox"/> one year <input type="checkbox"/> six months <input type="checkbox"/> three months <input type="checkbox"/> other _____		
Town/City:	State:	Zip Code:	Arrested by police or other law enforcement agency (other than for immigration reasons) <input type="checkbox"/> Yes - Documents attached <input type="checkbox"/> No	
Telephone Number:	Cell Telephone Number:	Sections of law for which of ordered deported/removed:		

REASON(S) FOR REQUESTING A STAY OF DEPORTATION OR REMOVAL:

EVIDENCE SUBMITTED (attached):

<input type="checkbox"/> Medical <input type="checkbox"/> Brief <input type="checkbox"/> Other (specify): _____

I certify under penalty of perjury that the information provided and contained herein is true and correct to the best of my knowledge and belief:

_____ (Printed Name) _____ (Signature)

INFORMATION IF FORM PREPARED BY OTHER THAN APPLICANT:

I declare under penalty of law that this document was prepared by me at the request of the applicant and is based on all information of which I have knowledge. I understand that providing false information on behalf of the applicant could result in criminal prosecution and, upon conviction, a fine or imprisonment or both.

_____ (Printed Name) _____ (Signature)

_____ (Telephone Number) _____ (Street Address) _____ (City) _____ (State) _____ (Zip Code)