







Congresswoman Lucille Roybal-Allard

500 Citadel Drive, Suite 320
Commerce, CA 90040
Tel. (323) 721-8790



<http://roybal-allard.house.gov/>

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WHAT DO THE DACA PRELIMINARY INJUNCTIONS MEAN?

Due to the federal court orders on January 9, 2018 and February 13, 2018, U.S. Citizenship and Immigration Services (USCIS) resumed accepting requests for Deferred Action for Childhood Arrivals (DACA) renewals. Until further notice, the DACA policy for renewals will be operated on the terms which were in place before DACA was rescinded on September 5, 2017 by the Trump Administration.¹

FOR THOSE WHO HAVE NOT YET APPLIED FOR DACA

- USCIS is not accepting first-time DACA applications effective September 6, 2017.
- If you believe your first-time DACA request was delivered by September 5, 2017, but you have not been contacted by USCIS to resubmit your request, you may contact Lockbox Support at lockboxsupport@uscis.dhs.gov and explain your situation.

FOR THOSE WITH EXPIRED DACA STATUS

- You will not have deferred action during gaps of time between the end of your current DACA authorization and the agency's adjudication of your renewal request. Once your DACA authorization expires, you will become subject to removal.
- If your DACA expired before September 5, 2016, or your most recent DACA grant was previously terminated, you cannot request DACA as a renewal, but you may file a new initial DACA request in accordance with Form I-821D and Form I-765 instructions.
- **Recipients whose DACA authorizations expired on or after September 5, 2016, are able to apply for renewal as long as the court order remains in effect.**

FOR CURRENT DACA RECIPIENTS

- For current DACA recipients with expired or soon-to-expire authorizations, there is no expedited processing for deferred action. Applications for renewal should be filed at least 120 days before the expiration date since they can take 120 days to process.

FOR CURRENT DACA RECIPIENTS SEEKING ADVANCE PAROLE

- USCIS will not accept or approve advance parole requests from DACA recipients, but it will honor the stated validity period on previously approved advance parole documents.

NOTES ON LEGAL SERVICES FOR DACA RECIPIENTS

- The Executive Office of Immigration Review has compiled a list of free or low-cost legal service providers operating in each state: <https://www.justice.gov/eoir/list-pro-bono-legal-service-providers>.²
- USCIS offers tips on avoiding victimization by "notarios" unlicensed to practice law: <https://www.uscis.gov/avoid-scams>.³

¹ USCIS Webpage, *Deferred Action for Childhood Arrivals: Response to January 2018 Preliminary Injunction* (Feb. 14, 2018); available at: <https://www.uscis.gov/humanitarian/deferred-action-childhood-arrivals-response-january-2018-preliminary-injunction>

² EOIR Webpage, *List of Pro Bono Legal Service Providers* (Feb. 9, 2018); available at: <https://www.justice.gov/eoir/list-pro-bono-legal-service-providers>

³ USCIS Webpage, *Avoid Scams* (Mar. 6, 2017); available at: <https://www.uscis.gov/avoid-scams>