OMB No. 1615-0001; Expires 01/31/2010

**Department of Homeland Security**
U.S. Citizenship and Immigration Services

# I-129F, Petition for Alien Fiancé(e)

## Instructions

**Updated Filing Address Information:** The filing addresses provided on this form reflect the most current information as of the date this form was last printed. If you are filing Form I-140 more than 30 days after the latest edition date shown on the lower right-hand corner, please visit us online at www.uscis.gov before you file, and check the Forms and Fees page to confirm the correct filing address and version currently in use. Check the edition date located in the lower right-hand corner of the form. If the edition date on your Form I-129F matches the edition date listed for Form I-129F on the online Forms and Fees page, your version is current and will be accepted by USCIS. If the edition date on the online version is later, download a copy and use the online version. If you do not have Internet access, call Customer Service at 1-800-375-5283 to verify the current filing address and edition date. **Prior versions of this form will be rejected, and the fee returned, with instructions to resubmit the entire filing using the current version of the form.**

### 1. Who May File?

You may file this petition if:

**A**. You are a U.S. citizen, and

**B.** You and your fiancé(e) intend to marry within 90 days of your fiancé(e) entering the United States, and are both free to marry, and have met in person within two years before your filing of this petition unless:

**(l)** The requirement to meet your fiancé(e) in person would violate strict and long-established customs of your or your fiancé(e)'s foreign culture or social practice; or

**(2**) It is established that the requirement to personally meet your fiancé(e) would result in extreme hardship to you.

**OR**

**C.** You wish to have your alien spouse enter as a nonimmigrant. **See Question 11**, **How Do You Use This Form for Your Spouse Seeking Entry Using a K-3 Visa.**

**NOTE**: Unmarried children of your fiancé(e) or spouse who are under 21 years of age and listed on this form will be eligible to apply to accompany your fiancé(e) or spouse.

### 2. General Filing Instructions.

**A**. Type or print legibly in black ink.

**B.** If extra space is needed to complete any item, attach a continuation sheet, indicate the item number, and date and sign each sheet.

**C**. Answer all questions fully and accurately. State that an item is not applicable with "N/A." If the answer is "none," write none.

**D**. ***Translations.*** Any foreign language document must be accompanied by a full English translation that the translator has certified as complete and correct, and by the translator's certification that he or she is competent to translate the foreign language into English.

**E.** ***Copies***. If these instructions state a copy of a document may be filed with this petition, you may submit a copy rather than an original. If you choose to send the original, U.S. Citizenship and Immigration Services (USCIS) may keep that original for our records. If USCIS requires the original, we will request it.

### 3. Compliance with the International Marriage Broker Regulation Act (IMBRA).

If you met your fiancé(e) or spouse through the services of an international marriage broker, you must notify USCIS of that fact by answering Question 19 on this form. The term “international marriage broker” means a corporation, partnership, business, individual, or other legal entity, whether or not organized under any law of the United States, that charges fees for providing dating, matrimonial, matchmaking services, or social referrals between United States citizens or nationals or aliens lawfully admitted to the United States as lawful permanent residents and foreign national clients by providing personal contact information or otherwise facilitating communication between individuals.

The term "international marriage broker" does not include:

- Traditional matchmaking organizations of a cultural or religious nature that operate on a non-profit basis and in compliance with the laws of the countries in which it operates, including the laws of the United States; or

- Entities that provide dating services if their principal business is not to provide international dating services between United States citizens or United States residents and foreign nationals and charge comparable rates and offers comparable services to all individuals it serves regardless of the individual's gender or country of citizenship.

For additional IMBRA requirements, see items 4 and 9 of these instructions

## 4. Filing Limitations on K Nonimmigrant Petitioners.

If you have filed two or more K-1 visa petitions at any time in the past or previously had a K-1 visa petition approved within two years prior to the filing of this petition, you must apply for a waiver. To request a waiver you must submit a written request with this petition accompanied by documentation of your claim to the waiver.

If you have committed a violent offense against a person or persons, USCIS may not grant such a waiver unless you can demonstrate that extraordinary circumstances exist. For details regarding those circumstances, see item 9.B. of these instructions.

## 5. What Documents Do You Need to Show That You Are a U.S. Citizen?

**A**. If you were born in the United States, give USCIS a copy, front and back, of your birth certificate.

**B**. If you were naturalized, give USCIS a copy, front and back, of your original Certificate of Naturalization.

**C.** If you were born outside the United States and you are a U.S. citizen through your parents, give USCIS:

**(1)** Your original Certificate of Citizenship, or

**(2)** Your Form FS-240 (Report of Birth Abroad of a United States Citizen).

**D**. In place of any of the above, you may give USCIS a copy of your valid, unexpired U.S. passport issued with a validity period of at least five years. You must submit copies of all pages in the passport.

**E.** If you do not have any of the above and were born in the United States, see instruction under **Number 6 below, "What If a Document Is Not Available?"**

## 6. What If a Document Is Not Available?

If the documents needed above are not available, you can instead give USCIS the following secondary evidence. However, USCIS may request in writing that you obtain a statement from the appropriate civil authority certifying that the needed document is not available. Any evidence submitted must contain enough information, such as a birth date, to establish the event you are trying to prove.

**A.** ***Baptismal certificate***. A copy, front and back, of the certificate under the seal of the church, synagogue or other religious entity showing where the baptism, dedication or comparable rite occurred, as well as the date and place of the child's birth, date of baptism and names of the child's parents. The baptism must have occurred within two months after the birth of the child.

**B.** ***School record***. A letter from the school authority (preferably from the first school attended), showing the date of admission to the school, child's date or age at that time, place of birth and the names of the parents.

**C.** ***Census record.*** State or Federal census records showing the name(s), date(s) and place(s) of birth or age(s) of the person(s) listed.

**D.** ***Affidavits***. Written statements sworn to or affirmed by two persons who were living at the time and who have personal knowledge of the event. For example, an event such as a birth, marriage or death. The persons making the affidavits may be relatives and do not have to be citizens of the United States. Each affidavit should contain the person's full name and address, date and place of birth, and relationship to you and must fully describe the event and explain how he or she acquired knowledge of the event.

## 7. What Documents Do You Need to Prove That You Can Legally Marry?

**A.** Provide copies of evidence that you and your fiancé(e) have personally met within the last two years; or if you have never met within the last two years, provide a detailed explanation and evidence of the extreme hardship or customary, cultural or social practices that have prohibited your meeting; and

**B.** Provide original statements from you and your fiancé(e) whom you plan to marry within 90 days of his or her admission, and copies of any evidence you wish to submit to establish your mutual intent; and

**C.** If either of you is of an age that requires special consent or permission for you to marry in the jurisdiction where your marriage will occur, give proof of that consent or permission; and

**D.** If either you or your fiancé(e) were married before, give copies of documents showing that each prior marriage was legally terminated.

## 8. What Other Documents Do You Need?

**A.** Submit a completed and signed Form G-325A (Biographic Information) for you and a completed and signed Form G-325A for your fiancé(e). Except for name and signature, you do not have to repeat on the Biographic Information form the information given on your Form I-129F.

**B.** Give USCIS a passport-style color photograph of yourself and a passport-style color photograph of your fiancé(e), with both photos taken within 30 days of the date of filing this petition. The photos must have a white background, be glossy, un-retouched and not mounted. The dimension of the full frontal facial image of you and your fiancé(e) in separate photos should be about one inch from your chin to the top of your hair in 3/4 frontal view. Using a pencil or felt pen, lightly print the name (and Alien Registration Number, if known) on the back of each photograph.

**C.** If either you or the person you are filing for is using a name other than that shown on the relevant documents, you must give USCIS copies of the legal documents that made the change, such as a marriage certificate, adoption decree or court order.

## 9. What Documents Do You Need to Comply With the International Marriage Broker Regulation Act?

**A.** If you have ever been convicted of any of the following crimes, submit certified copies of all court and police records showing the charges and dispositions for every such conviction. This is required even if your records were sealed or otherwise cleared or if anyone, including a judge, law enforcement officer, or attorney, told you that you no longer have a record.

- Domestic violence, sexual assault, child abuse and neglect, dating violence, elder abuse, and stalking. The term "domestic violence" includes felony or misdemeanor crimes of violence committed by a current or former spouse of the victim, by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabittated with the victim as a spouse, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction receiving grant monies, or by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family laws of the jurisdiction.

- Homicide, murder, manslaughter, rape, abusive sexual contact, sexual exploitation, incest, torture, trafficking, peonage, holding hostage, involuntary servitude, slave trade, kidnapping, abduction, unlawful criminal restraint, false imprisonment, or an attempt to commit any of these crimes.

- Crimes relating to a controlled substance or alcohol <u>on three or more occasions</u>, and such crimes did not arise from a single act.

**NOTE:** If your petition is approved, a copy of your petition, including the information you submit regarding your criminal convictions, will be provided to the Department of State for dissemination to the beneficiary of your petition pursuant to section 833(a)(5)(A)(ii) of IMBRA. In addition, pursuant to section 833(a)(5)(A)(iii) of IMBRA, any criminal background information pertaining to you that USCIS may discover independently in adjudicating this petition will also be provided to the Department of State for disclosure to the beneficiary of your petition. You should also note that under section 833(c) of IMBRA, the name and contact information of any person who was granted a protection or restraining order against you, or of any victim of a crime of violence perpetrated by the petitioner, will remain confidential but that the relationship of the petitioner of such person or victim (i.e., spouse, child, etc.) will be disclosed.

**B.** If you are seeking a waiver of the filing limitations imposed by IMBRA, you must attach a signed and dated request for the waiver, explaining why a waiver would be appropriate in your case, together with any evidence in support of your request. Examples of such evidence include, but are not limited to: a death certificate, police reports, news articles, or medical reports from a licensed medical professional, regarding the death of an alien approved for a prior K visa.

If you have committed a violent offense and seek a waiver, you must attach a signed and dated request for the waiver, together with evidence that extraordinary circumstances exist in your case, i.e., that you were being battered or subjected to extreme cruelty by your spouse, parent, or adult child at the time you committed your violent offense(s), you were not the primary perpetrator of violence in the relationship, and:

- You were acting in self-defense;
- You violated a protection order intended for your protection; or
- You committed, were arrested for, were convicted of, or plead guilty to committing a crime that did not result in serious bodily injury and where there was a connection between the crime committed and your having been battered or subjected to extreme cruelty.

Examples of such evidence include, but are not limited to:

- Police reports;
- Court records;
- News articles;
- Trial transcripts.

Applicants may submit any credible evidence that is relevant to the request for such a waiver.

## 10. How Do You Use This Form for Your Spouse Seeking Entry With a K-3 Visa?

This form may be used to obtain a K-3 visa for your alien spouse. Fill out the form as directed, except assume that "fiancé" or "fiancé(e)" means "spouse." Answer Questions **B.17** and **B.18** by stating "N/A." Note that filing this form is only necessary to facilitate the entry of your spouse as a **nonimmigrant**.

You must submit the documents required in Questions **3, 4** and **6** of the instructions, but may omit the documents required in Question **5**. In addition, U.S. citizens petitioning for K-3 visas for their alien spouses must also include evidence that they have filed Form I-130, Petition for Alien Relative, on behalf of the alien spouse listed on this form, and a marriage certificate evidencing the legal marriage between the citizen and alien.

The LIFE Act requires applicants to apply for a K-3 visa in the country where their marriage to the U.S. citizen petitioner occurred. Petitioners should make sure to identify the appropriate consulate, in the same country where they married the alien for whom they are petitioning, in block **20** to avoid lengthy delays. In the event the petitioner and alien were married in the United States, they should list the country of the alien's current residence. See U.S. Department of State regulations at 21 CFR 41.81.

## 11. Mandatory Tracking of Multiple Petitions and Dissemination of Information Pamphlet.

The International Marriage Broker Regulation Act requires USCIS to maintain a database to track repeated petitions for K visas. Upon approval of a second petition for a K-1 or K-3 visa filed by the same U.S. citizen petitioner, USCIS will notify the petitioner that information concerning the petitioner has been entered into a multiple visa petition tracking database. USCIS will enter all subsequent K-1 or K-3 petitions filed by that petitioner into the database. When a subsequent petition for a K-1 or K-3 visa petition has been filed less than ten years after the date the first petition was filed, USCIS will notify both the petitioner and the beneficiary of the number of previously approved petitions listed in the database. USCIS will also send the beneficiary a pamphlet containing information on legal rights and resources for immigrant victims of domestic violence.

## 12. Where Should You File This Form?

**A.** If you are filing for your fiancé(e), submit this petition according to your place of residence, as listed below:

- If you live in Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Puerto Rico, Rhode Island, Vermont, U.S. Virgin Islands, Virginia or West Virginia, mail this petition to:

  **USCIS Vermont Service Center**
  **75 Lower Welden Street**
  **St. Albans, VT 05479-0001**

- If you live in Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, New Mexico, North Carolina, Oklahoma, South Carolina, Tennessee or Texas, mail this petition to:

  **USCIS Texas Service Center**
  **P.O. Box 850965**
  **Mesquite, TX 75185-0965**

- If you live in Arizona, California, Guam, Hawaii or Nevada, mail this petition to:

  **USCIS California Service Center**
  **P.O. Box 10130**
  **Laguna Niguel, CA 92607-1013**

- If you live in Alaska, Colorado, Idaho, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Montana, Nebraska, North Dakota, Ohio, Oregon, South Dakota, Utah, Washington, Wisconsin or Wyoming, mail the petition to:

  **USCIS Nebraska Service Center**
  **P.O. Box 87130**
  **Lincoln, NE 68501-7130**

- If you live outside the United States, mail your petition to USCIS Service Center listed above that has jurisdiction over the last place you lived in the United States. **NOTE:** Your petition cannot be adjudicated at a USCIS office abroad.

**B.** If you are filing for your spouse under the K nonimmigrant visa program, mail your petition to:

**USCIS**
**P.O. Box 7218**
**Chicago, IL 60680-7218**

## 13. What Is the Fee?

The fee for filing this form is **$170.00**.

When a check is drawn on the account of a person other than yourself, write your name on the face of the check. If the check is not honored, USCIS will charge a fee for the returned check.

Pay by check or money order in the exact amount. Make the check or money order payable to the **Department of Homeland Security.**

**How to Check If the Fee Is Correct.**

The fee on this form is current as of the edition date appearing in the lower right corner of this page. However, because USCIS fees change periodically, you can verify if the fee is correct by following one of the steps below:

- Visit our website at **www.uscis.gov** and scroll down to "Forms and E-Filing" to check the appropriate fee, or
- Review the Fee Schedule included in your form package, if you called us to request the form, or
- Telephone our National Customer Service Center at **1-800-375-5283** and ask for the fee information.

## 14. How Does Your Alien Fiancé(e) Obtain Permanent Resident Status?

Your alien fiancé(e) may apply for conditional permanent resident status after you have entered into a valid marriage to each other within 90 days of your fiancé(e)'s entry into the United States. Your alien spouse should then apply promptly to USCIS for adjustment of status to conditional permanent resident, using Form I-485, Application to Register or Adjust Status.

## 15. How Does Your Spouse Become a Permanent Resident Without Conditions?

Both you and your conditional permanent resident spouse are required to file a petition, Form I-751, Petition to Remove the Conditions on Residence, during the 90-day period immediately before the second anniversary of the date your alien spouse was granted conditional permanent residence. Children who were admitted as conditional permanent residents with your spouse may be included in the joint petition to remove the conditions.

The rights, privileges, responsibilities and duties that apply to all other permanent residents apply equally to a conditional permanent resident to file petitions on behalf of qualifying relatives, or to reside permanently in the United States as an immigrant in accordance with the immigration laws.

**Notice**

**Failure to file Form I-751, Petition to Remove the Conditions on Residence, will result in termination of permanent residence status and initiation of removal proceedings.**

## 16. Processing Information.

Any petition that is not signed or accompanied by the correct fee will be rejected with a notice that it is deficient. You may correct the deficiency and resubmit the petition. However, a petition is not considered properly filed until accepted by USCIS. Once the petition has been accepted, it will be checked for completeness, including submission of the required evidence. If you do not completely fill out the form or you file it without required initial evidence, you will not establish a basis for eligibility and we may deny your petition.

We may request more information or evidence or we may request that you appear at a USCIS office for an interview.

## 17. What Are the Penalties for Marriage Fraud or Giving False Information?

Title 18, United States Code, Section 100 states that whoever willfully and knowingly falsifies a material fact, makes a false statement or makes use of a false document will be fined up to $10,000 or imprisoned up to five years, or both.

Title 8, United States Code, Section 1325 states that any person who knowingly enters into a marriage contract for the purpose of evading any provision of the immigration laws shall be imprisoned for not more than five years or fined not more than $250,000, or both.

## 18. USCIS Forms and Information.

To order USCIS forms, call our toll-free forms line at **1-800-870-3676**. You can also get USCIS forms and information on immigration laws, regulations or procedures by calling our National Customer Service Center at **1-800-375-5283** or visiting our internet website at **www.uscis.gov.**

## 19. Use InfoPass to Make an Appointment.

As an alternative to waiting in line for assistance at your local USCIS office, you can now schedule an appointment through our internet-based system, **InfoPass.** To access the system, visit our website at **www.uscis.gov.** Use the **InfoPass** appointment scheduler and follow the screen prompts to set up your appointment. **InfoPass** generates an electronic appointment notice that appears on the screen. Print the notice and take it with you to your appointment. The notice gives the time and date of your appointment, along with the address of the USCIS office.

## 20. What Is Our Authority for Collecting This Information?

We request the information on this form to carry out the immigration laws contained in Title 8, United States Code 1184(d). We need this information to determine whether a person is eligible for immigration benefits. The information you provide may also be disclosed to other federal, state, local and foreign law enforcement and regulatory agencies during the course of the investigation required by USCIS. You do not have to give this information. However, if you refuse to give some or all of it, your petition may be denied.

## 21. What Is the Reporting Burden?

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 accurate, can be easily understood and that impose the least possible burden on you to provide us with information. Often this is difficult because some immigration laws are very complex.

The estimated time to file this petition is 1 hour, 30 minutes per petition.

If you have any comments regarding the accuracy of this estimate, or suggestions for making this form simpler, you can write to the U.S. Citizenship and Immigration Services, Regulatory Management Division, 111 Massachusetts Avenue, N.W., 3rd Floor, Suite 3008, Washington, D.C. 20529, Re: OMB No. 1615-0001. **Do not mail your completed application to this Washington, D.C. address.**

OMB No. 1615-0001; Expires 01/31/2010

**Department of Homeland Security**
U.S. Citizenship and Immigration Services

# I-129F, Petition for Alien Fiancé(e)

**Do not write in these blocks. For USCIS Use Only**

| Case ID # | Action Block | Fee Stamp |
|---|---|---|
| A # | | |
| G-28 # | | AMCON: |
| The petition is approved for status under Section 101(a)(5)(k). It is valid for four months from the date of action. | | ☐ Personal Interview ☐ Previously Forwarded<br>☐ Document Check ☐ Field Investigation |
| **Remarks:** | | |

## Part A. Start Here. Information about you.

1. **Name** *(Family name in CAPS)* *(First)* *(Middle)*
   JOHNSON | Donald | Charles
2. **Address** *(Number and Street)* Apt. #
   6060 Strawberry Lane | N/A
   (Town or City) (State or Country) (Zip/Postal Code)
   Shorewood | Minnesota | 55331
3. **Place of Birth** *(Town or City)* (State/Country)
   Edina | Minnesota
4. **Date of Birth** *(mm/dd/yyyy)* 04/21/1966
5. **Gender** ☒ Male ☐ Female
6. **Marital Status**
   ☐ Married ☒ Single ☐ Widowed ☐ Divorced
7. **Other Names Used** *(including maiden name)*
   none
8a. **U.S. Social Security Number** 469-94-7747
8b. **A#** *(if any)* none
9. **Names of Prior Spouses** / **Date(s) Marriage(s) Ended**
   none | N/A
   none | N/A
10. **My citizenship was acquired through** *(check one)*
    ☒ Birth in the U.S. ☐ Naturalization
    Give number of certificate, date and place it was issued.
    ☐ Parents
    Have you obtained a certificate of citizenship in your name?
    ☐ Yes ☐ No
    If "Yes," give certificate number, date and place it was issued.
11. **Have you ever filed for this or any other alien fiancé(e) or husband/wife before?**
    ☐ Yes ☒ No
    If "Yes," give name of all aliens, place and date of filing, A# and result. *(Attached additional sheets as necessary.)*
    N/A

## Part B. Information about your alien fiancé(e).

1. **Name** *(Family name in CAPS)* *(First)* *(Middle)*
   MABALCON | Jean Marie | Ano
2. **Address** *(Number and Street)* Apt. #
   Isagani | N/A
   (Town or City) (State or Country) (Zip/Postal Code)
   Maasin City | Philippines | 6600
3a. **Place of Birth** *(Town or City)* (State/Country)
   Talisay | Leyte
3b. **Country of Citizenship**
   Philippines
4. **Date of Birth** *(mm/dd/yyyy)* 04/05/1987
5. **Gender** ☐ Male ☒ Female
6. **Marital Status**
   ☐ Married ☒ Single ☐ Widowed ☐ Divorced
7. **Other Names Used** *(including maiden name)*
   none
8. **U.S. Social Security #** none
9. **A#** *(if any)* none
10. **Names of Prior Spouses** / **Date(s) Marriage(s) Ended**
    none | N/A
    none | N/A
11. **Has your fiancé(e) ever been in the U.S.?**
    ☐ Yes ☒ No
12. **If your fiancé(e) is currently in the U.S., complete the following:**
    **He or she last arrived as a:** *(visitor, student, exchange alien, crewman, stowaway, temporary worker, without inspection, etc.)*
    N/A
    **Arrival/Departure Record (I-94) Number**
    ☐☐☐ — ☐☐☐☐☐☐☐☐
    **Date of Arrival** *(mm/dd/yy)* N/A
    **Date authorized stay expired, or will expire as shown on I-94 or I-95** N/A

INITIAL RECEIPT _____ RESUBMITTED _____ RELOCATED: Rec'd. _____ Sent _____ COMPLETED: Appv'd. _____ Denied _____ Ret'd. _____

## Part B. Information about your alien fiancé(e). *(Continued.)*

**13. List all children of your alien fiancé(e)** *(if any)*

| Name *(First/Middle/Last)* | Date of Birth *(mm/dd/yyyy)* | Country of Birth | Present Address |
|---|---|---|---|
| none | N/A | N/A | N/A |
| | | | |
| | | | |

**14. Address in the United States where your fiancé(e) intends to live.**

(Number and Street): 6060 Strawberry Lane
(Town or City): Shorewood
(State): Minnesota

**15. Your fiancé(e)'s address abroad.**

(Number and Street): Isagani
(Town or City): Maasin City
(State or Province): Leyte
(Country): Philippines
(Phone Number; Include Country, City and Area Codes): 011-63-926-6835-802

**16. If your fiancé(e)'s native alphabet uses other than Roman letters, write his or her name and address abroad in the native alphabet.**

(Name): N/A
(Number and Street): N/A
(Town or City): N/A
(State or Province): N/A
(Country): N/A

**17. Is your fiancé(e) related to you?** ☐ Yes ☒ No

If you are related, state the nature and degree of relationship, e.g., third cousin or maternal uncle, etc.

N/A

**18. Has your fiancé(e) met and seen you within the two-year period immediately receding the filing of this petition?**

☒ Yes ☐ No

Describe the circumstances under which you met. If you have not personally met each other, explain how the relationship was established. If you met your fiancé(e) or spouse though an international marriage broker, please explain those circumstances in Question 19 below. Explain also in detail any reasons you may have for requesting that the requirement that you and your fiancé(e) must have met should not apply to you.

I travelled to the Philippines and met my fiancee two times, once in October 2006 and again in February 2007. I was introduced to my fiancee by a co-worker at my place of employment. My fiancee is the cousin of this co-worker's spouse.

**19. Did you meet your fiancé(e) or spouse through the services of an international marriage broker?**

☐ Yes ☒ No

If you answered yes, please provide the name and any contact information you may have (including internet or street address) of the international marriage broker and where the international marriage broker is located. Attach additional sheets of paper if necessary.

N/A

**20. Your fiancé(e) will apply for a visa abroad at the American embassy or consulate at:**

(City): Manila
(Country): Philippines

**NOTE:** (Designation of a U.S. embassy or consulate outside the country of your fiancé(e)'s last residence does not guarantee acceptance for processing by that foreign post. Acceptance is at the discretion of the designated embassy or consulate.)

## Part C. Other information.

**1. If you are serving overseas in the Armed Forces of the United States, please answer the following:**

I presently reside or am stationed overseas and my current mailing address is:

| | |
|---|---|
| N/A | N/A |

**2. Have you ever been convicted by a court of law (civil or criminal) or court martialed by a military tribunal for any of the following crimes:**

- Domestic violence, sexual assault, child abuse and neglect, dating violence, elder abuse or stalking. (Please refer to page 3 of the instructions for the full definition of the term "domestic violence.)
- Homicide, murder, manslaughter, rape, abusive sexual contact, sexual exploitation, incest, torture, trafficking, peonage, holding hostage, involuntary servitude, slave trade, kidnapping, abduction, unlawful criminal restraint, false imprisonment or an attempt to commit any of these crimes, or
- Three or more convictions for crimes relating to a controlled substance or alcohol not arising from a single act.

☐ Yes ☒ No

Answering this question is required even if your records were sealed or otherwise cleared or if anyone, including a judge, law enforcement officer, or attorney, told you that you no longer have a record. Using a separate sheet(s) of paper, attach information relating to the conviction(s), such as crime involved, date of conviction and sentence.

**3. If you have provided information about a conviction for a crime listed above and you were being battered or subjected to extreme cruelty by your spouse, parent, or adult child at the time of your conviction, check all of the following that apply to you:**

☐ I was acting in self-defense.

☐ I violated a protection order issued for my own protection.

☐ I committed, was arrested for, was convicted of, or plead guilty to committing a crime that did not result in serious bodily injury, and there was a connection between the crime committed and my having been battered or subjected to extreme cruelty.

## Part D. Penalties, certification and petitioner's signature.

**PENALTIES**: **You may by law be imprisoned for not more than five years, or fined $250,000, or both, for entering into a marriage contract for the purpose of evading any provision of the immigration laws, and you may be fined up to $10,000 or imprisoned up to five years, or both, for knowingly and willfully falsifying or concealing a material fact or using any false document in submitting this petition.**

**YOUR CERTIFICATION: I am legally able to and intend to marry my alien fiancé(e) within 90 days of his or her arrival in the United States. I certify, under penalty of perjury under the laws of the United States of America, that the foregoing is true and correct. Furthermore, I authorize the release of any information from my records that U.S. Citizenship and Immigration Services needs to determine eligibility for the benefit that I am seeking.**

**Moreover, I understand that this petition, including any criminal conviction information that I am required to provide with this petition, as well as any related criminal background information pertaining to me that U.S. Citizenship and Immigration Services may discover independently in adjudicating this petition will be disclosed to the beneficiary of this petition.**

| ***Signature*** | **Date** *(mm/dd/yyyy)* | **Daytime Telephone Number** *(with area code)* |
|---|---|---|
| | July 20, 2007 | 952-937-4590 |

**E-Mail Address (if any)**

don.c.johnson@mts.com

## Part E. Signature of person preparing form, if other than above. *(Sign below.)*

I declare that I prepared this application at the request of the petitioner and it is based on all information of which I have knowledge.

| ***Signature*** | Print or Type Your Name | G-28 ID Number | Date *(mm/dd/yyyy)* |
|---|---|---|---|
| | | | |

Firm Name and Address

Daytime Telephone Number (*with area code*)

E-Mail Address (if any)