

## What is an I-751 Waiver?

<b><u>Why do I have to file an I-751 application?</u></b>	People who apply for permanent residency based on a marriage to a U.S. citizen or permanent resident spouse that is less than two years old at the time their residence is granted receive green cards that are only valid for two years called a “Conditional Permanent Residents.” Before their conditional residence expires, they must file an additional application, called a “Petition to Remove Conditions on Residence” (Form I-751) in order to extend their status to indefinite Lawful Permanent Residence.
<b><u>Who can apply for an I-751 waiver?</u></b>	<p>Generally you must file with your spouse, however, you may file Form I-751 without your spouse if:</p> <ul style="list-style-type: none"> <li>• You entered the marriage in good faith, but your spouse subsequently died;</li> <li>• You entered the marriage in good faith, but the marriage was later terminated due to divorce or annulment;</li> <li>• You entered the marriage in good faith, but you have been battered or subject to extreme cruelty by your petitioning spouse;</li> <li>• Your conditional resident parent entered the marriage in good faith, but you have been battered or subject to extreme cruelty by your parent’s U.S. citizen or lawful permanent resident spouse or by your conditional resident parent or</li> <li>• The termination of your status and removal from the United States would result in extreme hardship.</li> </ul> <p><b><i>**You can apply for an I-751 waiver based on multiple grounds if you meet multiple criteria**</i></b></p>
<b><u>When do I have to apply?</u></b>	<p><input type="checkbox"/> You can apply for an I-751 at any time; however, a I-751 waiver should be filed within 90 days of the date that the conditional residence expires.</p> <p><input type="checkbox"/> Failing to file your I-751 before your conditional residency expires could result in you becoming deportable and could result in being placed in removal proceedings.</p>
<b><u>Who can I include?</u></b>	<p><input type="checkbox"/> If you have dependent children who acquired conditional resident status on the same day as you or within 90 days thereafter, you can include them on the same application on Form I-751 in order to request that the conditions on their status be removed as well.</p> <p><input type="checkbox"/> If you have dependent children who did not acquire conditional resident status on the same day as you or within 90 days thereafter, or if the conditional resident parent is deceased, then those dependent children must each file Form I-751 separately to have the conditions on their status removed.</p>
<b><u>Criminal Convictions/Immigration violations</u></b>	<p><input type="checkbox"/> Having been arrested, charged, or convicted of any crime or having any immigration violations such as multiple entries to the country without permission or prior deportations may impact your eligibility.</p>
<b><u>Where can I find more information?</u></b>	<p><input type="checkbox"/> You can find more information on this relief on the U.S. Citizenship and Immigration Service's website using this link here:  <a href="https://www.uscis.gov/i-751">https://www.uscis.gov/i-751</a></p>