

DACA ALERT - January 11, 2018

Margaret O'Donnell

IMMIGRATION ATTORNEY

655 S. Orcas St. Suite 210 | Seattle, WA 98108

206-774-8758

DACA Alert: Federal Court Rules to Partially Keep DACA

On January 9, 2018, a district court in California issued an order instructing the Department of Homeland Security (DHS) to partially maintain the DACA program, which was rescinded on September 5, 2017. The Trump Administration has vowed to defend the rescission while seeking a more permanent solution through Congress.

WHO DOES THIS AFFECT?

This court decision potentially affects current DACA recipients who would be eligible to renew their status, but were not able to renew before the October 5, 2017 deadline for the last renewal period before the program ended.

For now, this does not affect those who have never filed a DACA application before—the court ruling specifically says that DHS does not need to process initial DACA applications. The ruling also does not change the DHS's current policy not to continue processing applications Advance Parole based on DACA

SO, CAN I RENEW DACA?

The court directed DHS to post "reasonable public notice that it will resume reviewing DACA renewal applications" and to provide additional filing details. As of January 11, 2017, U.S. Citizenship and Immigration Services (USCIS) has not released any public guidance on the court's decision.

We recommend waiting to file your renewal application until USCIS has published guidance on the process. There is no guarantee that your case will be accepted if it is filed now, and submitting a renewal application before specific instructions are released may cause processing delays.

For appointments call 206-774-8758 or email
info@globallawadvocates.com

To unsubscribe, please e-mail
lbotz@globallawadvocates.com