



Dear Sir/Madam:

(ESPAÑOL ABAJO) U.S. Citizenship and Immigration Services (USCIS) is returning your Form I-765, Application for Employment Authorization. We have included a Form I-797 return notice that describes the reason(s) we could not accept your application. You may file your application for employment authorization again with a properly completed form.

USCIS is including this notice to inform you that the U.S. District Court for the District of Maryland issued a preliminary injunction on September 11, 2020, in *Casa de Maryland, Inc., et. al. v. Chad Wolf, et. al.*, 8:20-cv-02118-PX (D. Md.) that may exempt you from paying the biometric services fee, as well as from certain other requirements.

This preliminary injunction provides limited injunctive relief to members of two organizations, **CASA de Maryland (CASA)** and the **Asylum Seeker Advocacy Project (ASAP)**, who file Form I-589 and Form I-765 as asylum applicants. Specifically, the court preliminarily enjoined USCIS from enforcement of the following regulatory changes for CASA and ASAP members:

- Removal of the 30-day adjudicatory period for Form I-765, *Application for Employment Authorization*, based on an underlying asylum application;
- **The requirement to submit biometric information as part of the filing of a Form I-765 based on an asylum application;**
- The 365-day waiting period for Employment Authorization Document (EAD) eligibility based on an underlying asylum application;
- The bar on EAD eligibility for asylum applicants subject to the one-year filing bar for asylum, applicable to a Form I-765 based on an asylum application filed on or after Aug. 25, 2020;
- The discretionary review rule, providing that the agency has discretion as to whether to grant a Form I-765 based on an asylum application; and
- Removal of the rule deeming a Form I-589, *Application for Asylum and for Withholding of Removal*, complete if USCIS does not reject it within 30 days of receipt.

You may file your request for employment authorization again. If you refile your Form I-765, you must include the biometric services fee or a fee waiver request as required in the form instructions with your submission unless you are a member of CASA or ASAP.

Instructions for CASA and ASAP Members:

If you are a member of CASA or ASAP, you may refile your Form I-765 without the biometric services fee under the preliminary injunction order issued in *Casa de Maryland Inc., et. al. v. Chad Wolf, et. al.* To file your Form I-765 without the biometric services fee, you must include documentary evidence of your membership in CASA or ASAP in the form of: (1) a copy of your membership card or (2) a letter from either organization certifying your membership. Children under 21 may instead submit proof of their parent's membership along with documentary evidence establishing the parent-child relationship, such as a copy of the child's birth certificate. **Because USCIS has not reviewed all applications for evidence of CASA or ASAP membership, you must include documentary evidence of your membership even if you previously included this evidence in your returned Form I-765 submission.**

Please place the evidence of your CASA or ASAP membership immediately behind your Form I-765.

Members of CASA or ASAP who have further questions should contact CASA or ASAP directly to ensure USCIS is able to process their applications in accordance with the court's order. Contact information for CASA can be found at www.wearecasa.org and for ASAP at www.asylumadvocacy.org.

If you submit a properly completed Form I-765 with evidence of your CASA or ASAP membership, USCIS will accept your application without the biometric services fee. Further, USCIS will not require you to attend a biometric services appointment in conjunction with your Form I-765 application. However, USCIS will require you to attend a biometric services appointment in conjunction with your Form I-589, *Application for Asylum and for Withholding of Removal*, if you have not already. Finally, USCIS will adjudicate your Form I-765 application in accordance with the preliminary injunction order issued in *Casa de Maryland Inc., et al v. Chad Wolf*.

Thank you,

U.S. Citizenship and Immigration Services

El Servicio de Ciudadanía e Inmigración de Estados Unidos (USCIS) le devuelve su Formulario I-765, Solicitud de Autorización de Empleo. También le adjuntamos el Formulario I-797 que explica por qué no podemos aceptar su solicitud. Usted puede volver a presentar esta solicitud de autorización de empleo si la completa correctamente. El propósito de este aviso es informarle que el Tribunal de Distrito de los EE. UU. para el Distrito del Estado de Maryland emitió un mandato preliminar el 11 de septiembre de 2020, en *Casa de Maryland, Inc., et. al., v. Chad Wolf, et. al.*, 8: 20-cv-02118-PX (D. Md.) que puede dispensarle de ciertos requisitos. Para más información, lea la segunda "alerta" en la página web de USCIS: <https://www.uscis.gov/es/i-765>.

Si es miembro de CASA o ASAP, puede volver a presentar su Formulario I-765 sin la tarifa de servicios biométricos según la orden judicial preliminar de *Casa de Maryland, Inc., et. al. v. Chad Wolf, et. al.* Para presentar su Formulario I-765 sin la tarifa de servicios biométricos, tiene que incluir una de las siguientes pruebas de su membresía en CASA o ASAP: (1) una copia de su tarjeta de membresía o (2) una carta de CASA o ASAP que certifique su membresía. Los niños menores de 21 años pueden presentar la prueba de membresía de sus padres junto con una prueba que demuestre la relación entre padre e hijo, como por ejemplo, una copia del acta de nacimiento del niño. Debido a que USCIS no revisó todas las solicitudes para determinar si incluían prueba de membresía, usted tiene que **volver a entregar este formulario con su prueba de membresía, inclusive si incluyó esta evidencia anteriormente con el formulario que se le devolvió.**

Coloque la prueba de su membresía de CASA o ASAP inmediatamente detrás de su Formulario I-765. Si es miembro de CASA o ASAP y tiene más preguntas, comuníquese con CASA o ASAP para asegurarse que USCIS procese su solicitud de acuerdo con la orden de la corte. La información de contacto de CASA y ASAP se encuentra en las páginas web de CASA www.wearecasa.org y ASAP www.asylumadvocacy.org.

Si presenta un Formulario I-765 completado correctamente con la prueba de su membresía de CASA o ASAP, USCIS aceptará su solicitud sin la tarifa de servicios biométricos. USCIS no requerirá que asista a una cita de servicios biométricos para su Formulario I-765. Sin embargo, tendrá que asistir a una cita de servicios biométricos para su Formulario I-589, *Solicitud de Asilo y Retención de Deportación*, si todavía no lo ha hecho.