

Procedures for Applying for Reinstatement

What the student must do

The student should first discuss his or her situation in detail with a DSO, who will assess the case; if the DSO recommends that the student apply for reinstatement, the student should do the following, and submit documentation to the DSO:

- Provide the DSO with all documents necessary to issue a new I-20, including financial support documents.
- Write a letter of explanation addressed to USCIS, stating the following: why the student is out of status (specify the violation); the reason for the status violation; the effect on the student of failure to receive reinstatement; a statement that he or she is currently pursuing or is intending to pursue a full course of study; and specifically request that USCIS reinstate him or her F-1 status.
- Complete and sign Form I-539 (Application to Extend/Change Non-immigrant Status)

Materials to submit with a reinstatement application

To apply for reinstatement, the student must submit the following documents to the local USCIS District Office:

- Form I-539. The phrase "reinstatement to F-1 status" should be written in at Part 2, item 1, and the word "REINSTATEMENT" should be written at the top of the form in red so the application is not re-directed to a USCIS Service Center.
- Form I-539 fee (\$200). Write a check to the order of "Department of Homeland Security"
- A properly completed SEVIS Form I-20, issued for reinstatement.
- A letter from the student explaining the situation and requesting a reinstatement (as explained above).
- Copy of the financial support documents that supported issuance of the reinstatement I-20.
- Student's original I-94.
- Any other documentation that might help establish the nature of the violation, to document that the violation occurred less than 5 months ago or to justify why it should be accepted even if the violation occurred more than 5 months ago.
- Send the above to the USCIS District Office that has jurisdiction over the student's place of residence (not the Service Center)

**Instructions for Form I-539, Application
to Extend/Change Nonimmigrant Status****Instructions**

Please read these instructions carefully to properly complete this form. If you need more space to complete an answer, use a separate sheet(s) of paper. Write your name and Alien Registration Number (A #), if any, at the top of each sheet of paper and indicate the part and number of the item to which the answer refers.

NOTE: You have the option of submitting this paper version of Form I-539 according to form's instructions or you may file the application electronically. To file electronically, visit our Internet website at www.uscis.gov and follow the instructions on e-filing. Whether you submit this paper form or e-file, U.S. Citizenship and Immigration Services (USCIS) recommends that you retain a copy of your application and supporting documents for your records.

What Is the Purpose of This Form?

You should use this form if you are one of the nonimmigrants listed below and wish to apply to U.S. Citizenship and Immigration Services (USCIS) for an extension of stay, or a change to another nonimmigrant status.

In certain situations, you may use this form to apply for an initial nonimmigrant status.

You may also use this form if you are a nonimmigrant F-1, or M-1 student applying for reinstatement.

When Should I Use Form I-539?

You must submit an application for extension of stay, or change of status before your current authorized stay expires. We suggest you file at least 45 days before your stay expires, or as soon as you determine your need to change status. Failure to file before the expiration date may be excused if you demonstrate when you file the application that:

1. The delay was due to extraordinary circumstances beyond your control;
2. The length of the delay was reasonable;
3. You have not otherwise violated your status;
4. You are still a bona fide nonimmigrant; and
5. You are not in removal proceedings.

Who May File This Form I-539?***Extension of Stay or Change of Status***

Nonimmigrants in the United States may apply for an extension of stay or a change of status on this form, except as noted in these instructions under the heading, "Who May Not File This Form I-539."

Multiple Applicants

You may include your spouse and your unmarried children under age 21 years as co-applicants in your application for the same extension or change of status, if you are all now in the same status or they are all in derivative status.

Nonimmigrant Categories

This form may be used by the following nonimmigrants listed in alphabetical order:

1. An A, Ambassador, Public Minister, or Career Diplomatic or Consular Officer and their immediate family members

You must submit a copy, front and back, of the Form I-94 of each person included in the application and a Form I-566, Interagency Record of Individual Requesting Change, Adjustment to, or from, A to G Status; or Requesting A, G or NATO Dependent Employment Authorization, certified by the U.S. Department of State to indicate your accredited status.

NOTE: An A-1 or A-2 nonimmigrant is not required to pay a fee with the Form I-539 application.

2. An A-3, Attendant or Servant of an A Nonimmigrant and the A-3's immediate family members

You must submit a copy, front and back, of Form I-94 of each person included in the application.

The application must be filed with:

- A. A copy of your employer's Form I-94 or approval notice demonstrating A status;
- B. An original letter from your employer describing your duties and stating that he or she intends to personally employ you, and arrangements you have made to depart from the United States; and

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- C. An original Form I-566, certified by the U.S. Department of State, indicating your employer's continuing accredited status.

3. A B-1, Visitor for Business or B-2, Visitor for Pleasure

If you are filing for an extension/change, you must file your application with the original Form I-94 of each person included in your application. In addition, you must submit a written statement explaining in detail:

- A. The reasons for your request;
- B. Why your extended stay would be temporary, including what arrangements you have made to depart from the United States; and
- C. Any effect the extended stay may have on your foreign employment or residency.

If you are applying for an extension/change of B-1, Visitor for pleasure, you must designate your desired status using the following classification in **Part 2.1.b** of Form I-539:

- A. B-1A, non-immigrant who is the personal or domestic servant of a nonimmigrant employer;
- B. B-1B, nonimmigrant domestic servant of a U.S. citizen;
- C. B-1C, non-immigrant who is employed by a foreign airline;
- D. B-1D, non-immigrant who is a missionary;
- E. B-1, all other visa classifications not designated above.

4. Dependents of an E, Treaty Trader or Investor, or Australian Specialty Occupation Worker

If you are filing for an extension/change of status as the dependent of an E, this application must be submitted with:

- A. Form I-129, Petition for Alien Worker, filed for that E or a copy of the filing receipt noting that the petition is pending with USCIS;
- B. A copy of the E's Form I-94 or approval notice showing that he or she has already been granted status to the period requested on your application; and
- C. Evidence of relationship (example: birth or marriage certificate).

NOTE: An employer or investor should file Form I-129 to request an extension/change to E status for an employee, prospective employee, or the investor. Dependents of E employees should file for an extension/change of status on this form, not Form I-129.

5. An F-1, Academic Student

To request a change to F-1 status or to apply for reinstatement as an F-1 student, you must submit your original Form I-94, as well as the original Form I-94 of each person included in the application.

Your application must include your original Form I-20 (Certificate of Eligibility for Nonimmigrant Student) issued by the school where you will study. To request either a change or reinstatement, you must submit documentation that demonstrates your ability to pay for your studies, and support yourself while you are in the United States.

F-1 Extensions

Do not use this form to request an extension. For information concerning extensions, contact your designated school official at your institution.

F-1 Reinstatement

You will only be considered for reinstatement as an F-1 student if you establish:

- A. That the violation of status was due solely to circumstances beyond your control or that failure to reinstate you would result in extreme hardship;
- B. You are pursuing or will pursue a full course of study;
- C. You have not been employed without authorization; and
- D. You are not in removal proceedings.

6. A G, Designated Principal Resident Representative of a Foreign Government and his or her immediate family members

You must submit a copy, front and back, of Form I-94 for each person included in the application, and a Form I-566, certified by the U.S. Department of State to indicate your accredited status.

NOTE: A G-1 through G-4 nonimmigrant is not required to pay a fee with the I-539 application.

The application must also be filed with:

- A. A copy of your employer's Form I-94 or approval notice demonstrating G status;
- B. An original letter from your employer describing your duties and stating that he or she intends to personally employ you and arrangements you have made to depart from the United States; and

7. Dependents of an H, Temporary Worker

If you are filing for an extension/change of status as the dependent of an employee who is an H temporary worker, this application must be submitted with:

- A. Form I-129 filed for that employee or a copy of the filing receipt noting that the petition is pending with USCIS;
- B. A copy of the employee's Form I-94 or approval notice showing that he or she has already been granted status to the period requested on your application; and
- C. Evidence of relationship (example: birth or marriage certificate).

NOTE: An employer should file Form I-129 to request an extension/change to H status for an employee or prospective employee. Dependents of such employees should file for an extension/change of status on this form, not on Form I-129.

8. A J-1, Exchange Visitor

If you are requesting a change of status to J-1 nonimmigrant classification, your application must be filed with an original DS-2019, Certificate of Eligibility for Exchange Visitor Status. You must also submit your original Form I-94, as well as the original Form I-94 for each person included in the application.

J-1 Extensions

If you are a J-1 exchange visitor seeking an extension of nonimmigrant status, contact the responsible officer of your program for information about this procedure.

J-1 Reinstatement

If you are a J-1 exchange visitor seeking reinstatement, you may need to apply to the U.S. Department of State's Office of Education and Cultural Affairs for such approval. Contact the responsible officer at your sponsoring program for information on the restatement filing procedure.

Notice to J Nonimmigrants

A J-1 exchange visitor whose status is for the purpose of receiving graduate medical education or training, and who has not received the appropriate waiver, is ineligible for change of status except to a nonimmigrant T or U visa. In addition, a J-1 exchange visitor who is subject to the foreign residence requirement, and who has not received a waiver of that requirement, is only eligible for a change of status to a nonimmigrant A, G, T, or U visa.

If a J-1 exchange visitor is subject to the foreign residence requirement, the J-2 dependant is also subject as a derivative to this requirement. If the J-1 exchange visitor obtains a waiver of the foreign residence requirement, the J-2 dependant is also exempt from the requirement. Under certain limited circumstances, a J-2 dependant may be independently eligible for a waiver of the foreign residence requirement.

A former J nonimmigrant (either a J-1 principal or a J-2 dependant) subject to the foreign residence requirement, who is currently maintaining another nonimmigrant visa status, continues to be subject to the foreign residence requirement. As noted above, the former J nonimmigrant is ineligible for a change of status until he or she fulfills the foreign residence requirement or obtains the appropriate waiver.

If you are a current or former J nonimmigrant, you must provide information about this status, including the dates you maintained status as a J-1 exchange visitor or a J-2 dependant. Willful failure to disclose this information (or other relevant information) can result in your application being denied. Please provide proof of this status along with your application, such as a copy of Form DS-2019, Certificate of Eligibility for Exchange Visitor Status, or a copy of your passport that includes the J visa stamp.

9. Dependents of an L, Intracompany Transferee

If you are filing for an extension/change of status as the dependent of an employee who is an L intracompany transferee, this application must be submitted with:

- A. The Form I-129 filed for that employee, or a copy of the filing receipt noting that the petition is pending with USCIS;
- B. A copy of the employee's Form I-94 or approval notice showing that he or she has already been granted status to the period requested on your application; and
- C. Evidence of relationship (example: birth or marriage certificate).

NOTE: An employer should file Form I-129 to request an extension/change to L status for an employee or prospective employee. Dependents of such employees should file for an extension/change of status on this form, not on Form I-129.

10. An M-1, Vocational or Non-Academic Student

To request a change to or extension of M-1 status, or apply for reinstatement as an M-1 student, you must submit your original Form I-94, as well as the original Form I-94 of each person included in the application.

M-1 Reinstatement

- A. The violation of status was due solely to circumstances beyond your control or that failure to reinstate you would result in extreme hardship;
- B. You are pursuing or will pursue a full course of study;
- C. You have not been employed without authorization; and
- D. You are not in removal proceedings.

NOTE: If you are an M-1 student, you are not eligible for a change to F-1 status, and you are not eligible for a change to any H status if the training you received as an M-1 helps you qualify for the H status. Also, you may not be granted a change to M-1 status for training to qualify for H status.

11. Dependents of a P, Artists, Athletes and Entertainers

If you are filing for an extension/change of status as the dependent of an employee who is classified as a P nonimmigrant, this application must be submitted with:

- A. The Form I-129 filed for that employee or a copy of the filing receipt noting that the petition is pending with USCIS;
- B. A copy of the employee's Form I-94 or approval notice showing that he or she has already been granted status to the period requested on your application; and
- C. Evidence of relationship (example: birth or marriage certificate).

NOTE: An employer should file Form I-129 to request an extension/change to P status for an employee or prospective employee. Dependents of such employees should file for an extension/change of status on this form, not on Form I-129.

12. Dependents of an R, Religious Worker

If you are filing for an extension/change of status as the dependent of an employee who is classified as an R nonimmigrant, this application must be submitted with:

- A. The Form I-129 filed for that employee or a copy of the filing receipt noting that the petition is pending with USCIS;

- B. A copy of the employee's Form I-94 or approval notice showing that he or she has already been granted status to the period requested on your application; and
- C. Evidence of relationship (example: birth or marriage certificate).

13. TD Dependents of TN Nonimmigrants

TN nonimmigrants are citizens of Canada or Mexico who are coming as business persons to the United States to engage in business activities at a professional level pursuant to the North American Free Trade Agreement (NAFTA). The dependents (spouse or unmarried minor children) of a TN nonimmigrant are designated as TD nonimmigrants. A TD nonimmigrant may accompany or follow to join the TN professional. TD nonimmigrants may not work in the United States.

Form I-539 shall be used by a TD nonimmigrant to request an extension of stay or by an applicant to request a change of nonimmigrant status to TD classification.

If you are filing for an extension/change of status as the dependent of an employee who is classified as a TN nonimmigrant, this application must be submitted with:

- A. Form I-129 filed for that employee or a copy of the filing receipt noting that the petition is pending with USCIS;
- B. A copy of the employee's Form I-94 or approval notice showing that he or she has already been granted status to the period requested on your application; and
- C. Evidence of relationship (example: birth or marriage certificate).

14. A V, Spouse or Child of a Lawful Permanent Resident

Use this Form I-539 if you are physically present in the United States and wish to request initial status or change status to a V nonimmigrant, or to request an extension of your current V nonimmigrant status.

Applicants should follow the instructions on this form and the attached instructions to Supplement A to Form I-539, Filing Instructions for V Nonimmigrants. The supplement contains additional information and the location where V applicants must file their applications.

NOTE: In addition to the \$300 application fee required to file Form I-539, V applicants are required to pay a \$80 biometric services fee for USCIS to take their fingerprints.

If necessary, USCIS may also take the V applicant's photograph and signature as part of the biometric services.

Notice to V Nonimmigrants

The Legal Immigration Family Equity Act (LIFE), signed into law on December 21, 2000, created a new V visa. This nonimmigrant status allows certain persons to reside legally in the United States and to travel to and from the United States while they wait to obtain lawful permanent residence.

In order to be eligible for a V visa, all of the following conditions must be met:

- A. You must be the spouse or the unmarried child of a lawful permanent resident;
- B. A Form I-130, Petition for Alien Relative, must have been filed for you by your permanent resident spouse on or before December 21, 2000; and
- C. You must have been waiting for at least three years after Form I-130 was filed for you;

Or you must be the unmarried child (under 21 years of age) of a person who meets the three requirements listed above.

V visa holders will be eligible to adjust to lawful permanent resident status once an immigrant visa becomes available to them. While they are waiting, V visa holders may be authorized to work following their submission and USCIS approval of their Form I-765, Application for Employment Authorization.

WARNING: Be advised that persons in V status who have been in the United States illegally for more than 180 days may trigger the grounds of inadmissibility regarding unlawful presence (for the applicable 3-year or 10-year bar to admission) if they leave the United States. Their departure may prevent them from adjusting status as a permanent resident.

Who May Not File This Form I-539?

You may not be granted an extension or change of status if you were admitted under the Visa Waiver Program or if your current status is:

1. An alien in transit (C) or in transit without a visa (TWOV);
2. A crewman (D); or
3. A fiance'(e) or dependent of a fiance'(e) (K)(1) or (K)(2).

A spouse (K-3) of a U.S. citizen and their children (K-4), accorded such status pursuant to the LIFE Act, may not change to another nonimmigrant status.

EXCEPTION: A K-3 and K-4 are eligible to apply for an extension of status. They should file for an extension during the processing of Form I-130 filed on their behalf and up to completion of their adjustment of status application.

NOTE: Any nonimmigrant (A to V) may not change their status to K-3 or K-4.

General Instructions

Step 1. Fill Out Form I-539

1. Type or print legibly in black ink.
2. If extra space is needed to complete any item, attach a continuation sheet, indicate the item number, and date and sign each sheet.
3. Answer all questions fully and accurately. State that an item is not applicable with "N/A." If the answer is none, write "none."

Step 2. General requirements

Required Documentation - Form I-94, Nonimmigrant Arrival/Departure Record. You are required to submit with your Form I-539 application the original or copy, front and back, of Form I-94 of each person included in your application. If the original Form I-94 or required copy cannot be submitted with this application, include a Form I-102, Application for Replacement/Initial Nonimmigrant Arrival/Departure Document, with the required fee.

Valid Passport. If you were required to have a passport to be admitted into the United States, you must maintain the validity of your passport during your nonimmigrant stay. If a required passport is not valid when you file Form I-539 application, submit an explanation with your form.

Additional Evidence. You may be required to submit additional evidence noted in these instructions.

Translations. Any document containing foreign language submitted to USCIS shall be accompanied by a full English language translation which the translator has certified as complete and accurate, and by the translator's certification that he or she is competent to translate from the foreign language into English.

Copies. Unless specifically required that an original document be filed with an application or petition, an ordinary legible photocopy may be submitted. Original documents submitted when not required will remain a part of the record, even if the submission was not required.

Where To File?

1. With some exceptions, Form I-539 is generally filed with the California Service Center or the Vermont Service Center.

California Service Center filings cover the following states: Alaska, Arizona, California, Colorado, Guam, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Montana, Nebraska, Nevada, North Dakota, Ohio, Oregon, South Dakota, Utah, Washington, Wisconsin, or Wyoming.

The mailing address is:

USCIS California Service Center
P.O. Box 10539
Laguna Niguel, CA 92607-1053

Vermont Service Center filings cover the following states: Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Oklahoma, Pennsylvania, Puerto Rico, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, U.S. Virgin Islands, West Virginia, and the District of Columbia.

The address for Vermont Service Center filings is:

USCIS Vermont Service Center
ATTN: I-539
75 Lower Welden Street
St. Albans, VT 05479

2. Applicants for change of status to E-1, E-2, E-3, H-4, L-2, O-3, or P-4 as the dependent spouse or child or for an E-1, E-2, E-3, H-4, L-2, O-3, P-4, or TD extension, as the dependent spouse or child.

- A. Filing Form I-539 at the same time as the principal:**
If your Form I-539 for change of status or extension of stay is filed at the same time as the principal's Form I-129, Petition for Nonimmigrant Worker, (which includes a request for change of status or extension of stay), send the entire Form I-129/I-539 package to the Vermont Service Center or the California Service Center, depending on the State where the principal is or will be employed temporarily.

- B. Filing Form I-539 separately from the principal and the principal's case is pending:** If the principal's Form I-129 (which includes a request for change of status or extension of stay) is pending, file Form I-539 with the same Service Center where the principal's Form I-129 is pending. Include a copy of Form I-129 filing receipt (or transfer notice) to show the pending Form I-129 location.

- C. Filing Form I-539 separately from the principal and the principal's case is approved:** If the principal's Form I-129 (which included a request for change of status or extension of stay) has already been approved, file Form I-539 with the Service Center which approved the principal's I-129 petition. Include a copy of the Form I-129 approval notice to show the approved Form I-129 location.

- D. F-1 and M-1 students applying for F-1 and M-1 reinstatement:** File Form I-539 with the California Service Center or the Vermont Service Center, depending on the State in which the educational institution you attend or plan to attend is located.

- E. All other applicants for change of status or extension of stay (not listed above or in the exceptions):** File Form I-539 with the California Service Center or the Vermont Service Center, depending on the State where you live.

3. Exceptions

- A. R-2 Religious Worker Dependents:**

File Form I-539 with the California Service Center, regardless of where the principal is/will be employed.

- B. H-1 C Nurses dependents:**

File Form I-539 with the California Service Center, regardless of where the principal is/will be employed.

- C. TD dependents of TN principals (Free Trade-Canada and Mexico), H-4 dependents of H-1B1 principals (Free Trade-Singapore and Chile), and E-3 dependents of E-3 principals (Free Trade-Australia):**

File Form I-539 with the Vermont Service Center, regardless of where the principal is/will be employed.

- D. Dependents of Major League Sports Athletes or Support Personnel:**

File with the Vermont Service Center. This covers major league athletes, minor league sports, and any affiliates associated with the major leagues in baseball, hockey, soccer, basketball, and football. Support personnel includes: coaches, trainers, broadcasters, referees, linesmen, umpires, and interpreters.

E. A, G and NATO:

1. For change of status requests to A, G, or NATO classification for employment with an embassy, international organization, or NATO, mail Form I-539 through your embassy, international organization, or NATO to: U.S. Department of State, Office of Protocol, 3507 International Place, N.W., Suite 242, Washington, DC 20008.
2. For change of status requests to G classification for employment with a foreign government's mission to the United Nations or with the United Nations Secretariat, mail Form I-539 **through the foreign government's mission or the UN Secretariat** to: U.S. Mission to the United Nations, 799 United Nations Plaza, New York, NY 10017.
3. For a dependent spouse or child requesting a change of status to a NATO classification based on the principal's classification as a NATO nonimmigrant, mail Form I-539 to: NATO/HQ SACT Legal Affairs, 7857 Blandy Road, Suite 100, Norfolk, VA 23551. If you or the principal or the principal NATO nonimmigrant through whom you derive your status are posted at a national component or as an exchange officer, please submit Form I-539 to your embassy for proper filing through official diplomatic channels.
4. For a change of status from A, G, or NATO classifications to another nonimmigrant classification, file Form I-539 with USCIS Service Center designated to handle the new nonimmigrant classification sought. You must submit with Form I-539 an endorsement by the U.S. Department of State Visa Office, or a USUN official at **Part 7** on the Form I-566 (interagency Record of Request-A, G, or NATO Dependent Employment Authorization or Change/Adjustment to Extend/Change Nonimmigrant Status).
5. For extensions of stay for A-3, G-5, or NATO-7 nonimmigrants, submit your application through your embassy or international organization, or NATO command for proper filing through official diplomatic channels.

F. V Nonimmigrants

Follow the filing instructions on Form I-539, Supplement A, Filing Instructions for V Nonimmigrants.

G. 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-539 more than 30 days after the latest edition date shown in the lower right-hand corner, visit us online at www.uscis.gov before you file, and check the Immigration Forms 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-539 matches the edition date listed for Form I-539 on the online forms 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.

H. Note on E-Filing

If you are e-filing this application, it will automatically be routed to the appropriate Service Center, and you will receive a receipt indicating the location to which it was routed. This location may not necessarily be the same center shown in the filing addresses listed above. For e-filed applications, it is very important to review your filing receipt and make specific note of the receiving location.

All further communication, including submission of supporting documents, should be directed to the receiving location indicated on your e-filing receipt.

What Is the Filing Fee?

The filing fee for a Form I-539 is **\$300** except for certain A and G nonimmigrants who are not required to pay a fee, as noted in these instructions.

An additional biometric fee of **\$80** is required when filing this Form I-539 for V nonimmigrant status. After you submit Form I-539, USCIS will notify you about when and where to go for biometric services.

If biometric services are required, you may submit one check or money order for both the application and biometric fees, for a total of **\$380**.

Use the following guidelines when you prepare your check or money order for the Form I-539 and the biometric service fee, if applicable:

1. The check or money order must be drawn on a bank or other financial institution located in the United States and must be payable in U.S. currency; and
2. Make the check or money order payable to U.S. Department of Homeland Security, unless:
 - A. If you live in Guam and are filing your petition there, make it payable to **Treasurer, Guam**.
 - B. If you live in the U.S. Virgin Islands and are filing your petition there, make it payable to **Commissioner of Finance of the Virgin Islands**.

NOTE: Please spell out U.S. Department of Homeland Security; do not use the initials "USDHS" or "DHS."

Notice to Those Making Payment by Check. If you send us a check, it will be converted into an electronic funds transfer (EFT). This means we will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will usually take 24 hours, and will be shown on your regular account statement.

You will not receive your original check back. We will destroy your original check, but we will keep a copy of it. If the EFT cannot be processed for technical reasons, you authorize us to process the copy in place of your original check. If the EFT cannot be completed because of insufficient funds, we may try to make the transfer up to two times.

How to Check If the Fees Are Correct

The form and biometric fees on this form are 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 fees are correct by following one of the steps below:

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

NOTE: If your Form I-539 requires payment of a biometric service fee for USCIS to take your fingerprints, photograph, or signature, you can use the same procedure to obtain the correct biometric fee.

Address Changes

If you change your address and you have an application or petition pending with USCIS, you may change your address online at www.uscis.gov, click on "Change your address with USCIS" and follow the prompts. Or you may complete and mail Form AR-11, Alien's Change of Address Card, to:

**U.S. Citizenship and Immigration Services
Change of Address
P.O. Box 7134
London, KY 40742-7134**

For commercial overnight or fast freight services only, mail to:

**U.S. Citizenship and Immigration Services
Change of Address
1084-I South Laurel Road
London, KY 40744**

Processing Information

Any Form I-539 that is not signed or accompanied by the correct fee will be rejected with a notice that the Form I-539 is deficient. You may correct the deficiency and resubmit the Form I-539. An application or petition is not considered properly filed until accepted by USCIS.

Initial processing. Once a Form I-539 has been accepted, it will be checked for completeness, including submission of the required initial evidence. If you do not completely fill out the form, or file it without required initial evidence, you will not establish a basis for eligibility, and we may deny your Form I-539.

Requests for more information or interview. We may request more information or evidence, or we may request that you appear at a USCIS office for an interview. We may also request that you submit the originals of any copy. We will return these originals when they are no longer required.

Decision. The decision on a Form I-539 involves a determination of whether you have established eligibility for the requested benefit. You will be notified of the decision in writing.

USCIS Forms and Information

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

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. 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.

Penalties

If you knowingly and willfully falsify or conceal a material fact or submit a false document with this Form I-539, we will deny Form I-539 and may deny any other immigration benefit.

In addition, you will face severe penalties provided by law and may be subject to criminal prosecution.

Privacy Act Notice

We ask for the information on this form, and associated evidence, to determine if you have established eligibility for the immigration benefit for which you are filing. Our legal right to ask for this information can be found in the Immigration and Nationality Act, as amended. We may provide this information to other government agencies. Failure to provide this information, and any requested evidence, may delay a final decision or result in denial of your Form I-539.

Paperwork Reduction Act

An agency may not conduct or sponsor an information collection and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. The public reporting burden for this collection of information is estimated at 45 minutes per response, including the time for reviewing instructions, completing and submitting the form. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to: U.S. Citizenship and Immigration Services, Regulatory Management Division, 111 Massachusetts Avenue, N.W., 3rd Floor, Suite 3008, Washington, DC 20529. OMB No. 1615-0003. **Do not mail your application to this address.**

**I-539, Application to Extend/
Change Nonimmigrant Status**

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

START HERE - Please type or print in black ink.

For USCIS Use Only

Part 1. Information about you

Family Name		Given Name		Middle Name
Address - In care of -				
Street Number and Name			Apt. #	
City	State	Zip Code	Daytime Phone #	
Country of Birth		Country of Citizenship		
Date of Birth (mm/dd/yyyy)		U. S. Social Security # (if any)	A # (if any)	
Date of Last Arrival Into the U.S.		I-94 #		
Current Nonimmigrant Status		Expires on (mm/dd/yyyy)		

Returned	Receipt
Date	
Resubmitted	
Date	
Reloc Sent	
Date	
Reloc Rec'd	
Date	
<input type="checkbox"/> Applicant Interviewed on Date	

Part 2. Application type (See instructions for fee.)

1. I am applying for: *(Check one.)*

a. An extension of stay in my current status.

b. A change of status. The new status I am requesting is: _____

c. Reinstatement to student status

2. Number of people included in this application: *(Check one.)*

a. I am the only applicant.

b. Members of my family are filing this application with me.
The total number of people (including me) in the application is: _____
(Complete the supplement for each co-applicant.)

Extension Granted to (Date):

Change of Status/Extension Granted
New Class: From (Date): _____
To (Date): _____

Part 3. Processing information

1. I/We request that my/our current or requested status be extended until
(mm/dd/yyyy): _____

2. Is this application based on an extension or change of status already granted to your spouse, child, or parent?
 No Yes. USCIS Receipt # _____

3. Is this application based on a separate petition or application to give your spouse, child, or parent an extension or change of status? No Yes, filed with this I-539.
 Yes, filed previously and pending with USCIS. Receipt #: _____

4. If you answered "Yes" to Question 3, give the name of the petitioner or applicant: _____

If the petition or application is pending with USCIS, also give the following data:

Office filed at _____	Filed on (mm/dd/yyyy) _____
-----------------------	-----------------------------

If Denied:

Still within period of stay

S/D to: _____

Place under docket control

Remarks:

Part 4. Additional information

1. For applicant #1, provide passport information: Valid to: (mm/dd/yyyy)

Country of Issuance _____

2. Foreign Address: Street Number and Name Apt. #

City or Town State or Province

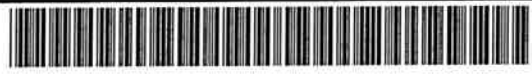
Country Zip/Postal Code

Action Block

**To Be Completed by
Attorney or Representative, if any**

Fill in box if G-28 is attached to represent the applicant.

ATTY State License # _____



3. Answer the following questions. If you answer "Yes" to any question, please describe the circumstances in detail and explain on a separate sheet(s) of paper.

	Yes	No
a. Are you, or any other person included on the application, an applicant for an immigrant visa?	<input type="checkbox"/>	<input type="checkbox"/>
b. Has an immigrant petition ever been filed for you or for any other person included in this application?	<input type="checkbox"/>	<input type="checkbox"/>
c. Has a Form I-485, Application to Register Permanent Residence or Adjust Status, ever been filed by you or by any other person included in this application?	<input type="checkbox"/>	<input type="checkbox"/>
d. 1. Have you or any other person, included in this application, ever been arrested or convicted of any criminal offense since last entering the United States?	<input type="checkbox"/>	<input type="checkbox"/>
d. 2. Have you EVER ordered, incited, called for, committed, assisted, helped with, or otherwise participated in any of the following:		
(a) Acts involving torture or genocide?		
(b) Killing any person?		
(c) Intentionally and severely injuring any person?		
(d) Engaging in any kind of sexual contact or relations with any person who was being forced or threatened?		
(e) Limiting or denying any person's ability to exercise religious beliefs?	<input type="checkbox"/>	<input type="checkbox"/>
d. 3. Have you EVER:		
(a) Served in, been a member of, assisted in, or participated in any military unit, paramilitary unit, police unit, self-defense unit, vigilante unit, rebel group, guerrilla group, militia, or insurgent organization?		
(b) Served in any prison, jail, prison camp, detention facility, labor camp, or any other situation that involved detaining persons?	<input type="checkbox"/>	<input type="checkbox"/>
d. 4. Have you EVER been a member of, assisted in, or participated in any group, unit, or organization of any kind in which you or other persons used any type of weapon against any person or threatened to do so?	<input type="checkbox"/>	<input type="checkbox"/>
d. 5. Have you EVER assisted or participated in selling or providing weapons to any person who to your knowledge used them against another person, or in transporting weapons to any person who to your knowledge used them against another person?	<input type="checkbox"/>	<input type="checkbox"/>
d. 6. Have you EVER received any type of military, paramilitary, or weapons training?	<input type="checkbox"/>	<input type="checkbox"/>
e. Have you, or any other person included in this application, done anything that violated the terms of the nonimmigrant status you now hold?	<input type="checkbox"/>	<input type="checkbox"/>
f. Are you, or any other person included in this application, now in removal proceedings?	<input type="checkbox"/>	<input type="checkbox"/>
g. Have you, or any other person included in this application, been employed in the United States since last admitted or granted an extension or change of status?	<input type="checkbox"/>	<input type="checkbox"/>

- If you answered "Yes" to Question 3f, give the following information concerning the removal proceedings on the attached page entitled "Part 4. Additional information. Page for answers to 3f and 3g." Include the name of the person in removal proceedings and information on jurisdiction, date proceedings began, and status of proceedings.
- If you answered "No" to Question 3g, fully describe how you are supporting yourself on the attached page entitled "Part 4. Additional information. Page for answers to 3f and 3g." Include the source, amount, and basis for any income.
- If you answered "Yes" to Question 3g, fully describe the employment on the attached page entitled "Part 4. Additional information. Page for answers to 3f and 3g." Include the name of the person employed, name and address of the employer, weekly income, and whether the employment was specifically authorized by USCIS.

Yes No

- h. Are you currently or have you ever been a J-1 exchange visitor or a J-2 dependent of a J-1 exchange visitor?

If yes, you must provide the dates you maintained status as a J-1 exchange visitor or J-2 dependent. Willful failure to disclose this information (or other relevant information) can result in your application being denied. Also, please provide proof of your J-1 or J-2 status, such as a copy of Form DS-2019, Certificate of Eligibility for Exchange Visitor Status, or a copy of your passport that includes the J visa stamp.

Part 5. Applicant's Statement and Signature *(Read the information on penalties in the instructions before completing this section. You must file this application while in the United States).*

Applicant's Statement (Check One):

- I can read and understand English, and have read and understand each and every question and instruction on this form, as well as my answer to each question.
- Each and every question and instruction on this form, as well as my answer to each question, has been read to me by the person named below in _____, a language in which I am fluent. I understand each and every question and instruction on this form, as well as my answer to each question.

Applicant's Signature

I certify, under penalty of perjury under the laws of the United States of America, that this application and the evidence submitted with it is all true and correct. I authorize the release of any information from my records that U.S. Citizenship and Immigration Services needs to determine eligibility for the benefit I am seeking.

Signature	Print your Name	Date
Daytime Telephone Number	E-Mail Address	

NOTE: *If you do not completely fill out this form or fail to submit required documents listed in the instructions, you may not be found eligible for the requested benefit and this application may be denied.*

Part 6. Interpreter's Statement

Language used: _____

I certify that I am fluent in English and the above-mentioned language. I further certify that I have read each and every question and instruction on this form, as well as the answer to each question, to this applicant in the above-mentioned language, and the applicant has understood each and every instruction and question on the form, as well as the answer to each question.

Signature	Print Your Name	Date
Firm Name (If Applicable)	Daytime Telephone Number (Area Code and Number)	
Address	Fax Number (Area Code and Number)	E-Mail Address

Part 7. Signature of Person Preparing Form, if Other than Above (Sign Below)

Signature	Print Your Name	Date
Firm Name (If Applicable)	Daytime Telephone Number (Area Code and Number)	
Address	Fax Number (Area Code and Number)	E-Mail Address

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

Part 4. (Continued) Additional information. Page for answers to 3f and 3g.

If you answered "Yes" to Question 3f in Part 4 on Page 3 of this form, give the following information concerning the removal proceedings. Include the name of the person in removal proceedings and information on jurisdiction, date proceedings began, and status of proceedings.

If you answered "No" to Question 3g in Part 4 on Page 3 of this form, fully describe how you are supporting yourself. Include the source, amount and basis for any income.

If you answered "Yes" to Question 3g in Part 4 on Page 3 of this form, fully describe the employment. Include the name of the person employed, name and address of the employer, weekly income, and whether the employment was specifically authorized by USCIS.

Supplement -1

Attach to Form I-539 when more than one person is included in the petition or application.

(List each person separately. Do not include the person named in the Form I-539.)

Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)	
Country of Birth	Country of Citizenship	U.S. Social Security # (if any)	A # (if any)	
Date of Arrival (mm/dd/yyyy)		I-94 #		
Current Nonimmigrant Status:		Expires on (mm/dd/yyyy)		
Country Where Passport Issued		Expiration Date (mm/dd/yyyy)		

Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)	
Country of Birth	Country of Citizenship	U.S. Social Security # (if any)	A # (if any)	
Date of Arrival (mm/dd/yyyy)		I-94 #		
Current Nonimmigrant Status:		Expires on (mm/dd/yyyy)		
Country Where Passport Issued		Expiration Date (mm/dd/yyyy)		

Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)	
Country of Birth	Country of Citizenship	U.S. Social Security # (if any)	A # (if any)	
Date of Arrival (mm/dd/yyyy)		I-94 #		
Current Nonimmigrant Status:		Expires on (mm/dd/yyyy)		
Country Where Passport Issued		Expiration Date (mm/dd/yyyy)		

Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)	
Country of Birth	Country of Citizenship	U.S. Social Security # (if any)	A # (if any)	
Date of Arrival (mm/dd/yyyy)		I-94 #		
Current Nonimmigrant Status:		Expires on (mm/dd/yyyy)		
Country Where Passport Issued		Expiration Date (mm/dd/yyyy)		

Family Name	Given Name	Middle Name	Date of Birth (mm/dd/yyyy)	
Country of Birth	Country of Citizenship	U.S. Social Security # (if any)	A # (if any)	
Date of Arrival (mm/dd/yyyy)		I-94 #		
Current Nonimmigrant Status:		Expires on (mm/dd/yyyy)		
Country Where Passport Issued		Expiration Date (mm/dd/yyyy)		

If you need additional space, attach a separate sheet(s) of paper.

Place your name, A #, if any, date of birth, form number, and application date at the top of the sheet(s) of paper.