

Questionnaire for Potential Plaintiffs

I. Biographic Information

Name:

Address:

Telephone:

(home):

(work):

Country of Birth:*

Are you married? If so, where was your spouse born?*

II. Permanent Residence Process

Employer:

When did you start working for this company?

What is your current immigration status (ex. H-1B, I-485 pending)?

If you are currently in a nonimmigrant status, how much time do you have left in that status?

What will you do when if your nonimmigrant status expires before you can file an I-485 and can receive work authorization?

Are you and your company being represented by an attorney in the permanent residence process? If so, please tell us the name of your attorney, name of his or her firm and the telephone number or e-mail where he or she can be reached.

Did you start with a labor certification application to the Department of Labor? If so, when and where was the labor certification application filed?

When was it approved?

When and where did your company file the I-140 Petition for Immigrant Worker (I-140)?

Which preference classification (First, Second or Third Preference) did your company request on your behalf?

Has your I-140 been approved? If so, when?

If your I-140 has been approved and you have a current priority date, have you and/or your family filed your I-485 Applications for Adjustment of Status? If so, when and where was the I-485 filed?

Have you, your employer and/or your attorneys taken any actions to expedite your I-140 and/or I-485s? If so, please briefly describe the steps taken any the results, if any.

Have you and/or your employer ever sued the government (Department of Labor or the INS) in connection with your permanent residence? If so, please briefly describe what happened and the results, if any?

Please tell us about any hardships that you and/or your family have suffered as a result of the INS's delay in adjudicating your I-140 and/or I-485. Circle any of the following that applies, and/or tell us in your own words.

- Will you have to leave the United States as a result of the INS's failure to adjudicate your I-140 before your time in your current nonimmigrant status runs out?

- Will your children turn 21 before your permanent residence processing is completed and thereby lose the opportunity to immigrate with you and the rest of your family?
- Are you unable to be transferred to a different part of the country or accept substantially different responsibilities at work because you would have to start your permanent residence process over again?
- Are you, your spouse and/or your children ineligible for in-state tuitions at your state colleges and universities because you and/or they are not yet permanent residents?
- Have you had difficulties in traveling abroad or working because you had to renew your advance parole and work authorization each year?
- Have you had difficulty getting a mortgage or had to pay a higher interest rate because you are not yet a permanent resident?

Do you have any questions or concerns about participating as a plaintiff in a lawsuit against the INS? If so, please tell us what they are.

*We need to know the country where you and your spouse (if applicable) were born in order to correctly determine whether you will have a visa immediately available to you upon approval of your I-140. People born in countries such as Mainland China or India may not have a visa immediately available to them because U.S. immigration laws impose a limit on how many visas a country can receive each year.