

Attorney Name: _____ Contact No: _____ Email Address: _____

IMMIGRANT JUVENILE QUESTIONNAIRE (Re: Padilla Counsel Consultation)
Please answer every question. Leave NO blanks. You may write "Unknown" or "N/A" if necessary. "USC" stands for U.S. Citizen and "LPR" stands for Lawful Permanent Resident (green card-holder)

A. BASIC CLIENT INFORMATION

Minor's Name	Minor's Case Number	Minor's Alien # if applicable

B. IMMIGRATION ATTORNEY INFORMATION, IF ANY:

Attorney Name: _____ Contact No: _____ Email Address: _____

C. BRIEF FACTUAL SUMMARY: _____

D. CURRENT CASE INFORMATION

Code Section(s)	F/M, Strike, Etc.	Offense Date	Other Relevant Information (e.g. Domestic violence, \$ lost for fraud)

E. CURRENT PLEA OFFERS (IF ANY):

Code Section(s)	F/M, Strike, allegations / enhancements	Adjudication/Disposition	Other Info (e.g., DA flexibility, priorities, comments)

F. OPEN CASES & PRIOR ADJUDICATIONS FROM ANY JURISDICTION:

Code Section(s) (F / M / strike / allegations / enhancements)	Offense Date	Adjudication/ Disposition Date	Disposition/Time actually served	Post-Con Relief (e.g., 17(b), 1203.4)

G. IMMIGRATION STATUS

Lawful Permanent Resident (“green card”)		Other Current Immigration Status	
Is Client a Lawful Permanent Resident (“LPR”)? <input type="checkbox"/> Yes, date obtained _____ (attach copy of green card if available) <input type="checkbox"/> No To Obtain LPR Status, did Client (check one): <input type="checkbox"/> Go to an interview in the home country? <input type="checkbox"/> Get processed (“Adjusted status”) in the US		<input type="checkbox"/> Doesn’t Know <input type="checkbox"/> Undocumented <input type="checkbox"/> Work Permit but unsure of status <input type="checkbox"/> Refugee <input type="checkbox"/> Asylee <input type="checkbox"/> Special Immigrant Juvenile (SIJS) <input type="checkbox"/> Temporary Protected Status <input type="checkbox"/> Deferred Action for Childhood Arrivals (DACA) <input type="checkbox"/> Deferred Action <input type="checkbox"/> U Nonimmigrant (victim of a crime) <input type="checkbox"/> T Nonimmigrant (Trafficking victim) <input type="checkbox"/> Applicant for status: _____	
Gender	Preferred Language	Ethnic Background	
Birthdate	Place of Birth (City, State, Country)	Country(ies) of Citizenship	
Date first Entered the US	Visa type or Entry without visa or Entry Alone	Departure from the US? Dates and lengths of departures	
Any Contact with Immigration Officials?	Current Immigration Status?	Ever had Lawful Status?	
Is Client currently in Removal Proceedings?	Do Parents have Lawful Immigration status? If so, what status?	Are Parents U. S. Citizens? When and how did they obtain citizenship?	
Are parents married? If so, when?	Does Client live with one or both parents?	Are one or both parents deceased?	
Are grandparents U.S. Citizens? If so, when?	Does Client have siblings? If so, how many, how old, and are they in the U.S?	Does Client have children? If so, date and place of birth.	
Has Client been alleged to be a gang member or affiliated with a gang?	Has client ever been charged with drug trafficking?		

H. PRIOR REMOVAL/DETENTION

Is client currently in Removal Proceedings?	Was Client ever deported or voluntarily departed the US?	Has Client seen an immigration Judge?	Did client return to the US after a removal order?
<input type="checkbox"/> Yes, where: _____ <input type="checkbox"/> No <input type="checkbox"/> Don't Know	<input type="checkbox"/> Yes, year: _____ <input type="checkbox"/> No <input type="checkbox"/> Don't know	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Don't know	<input type="checkbox"/> Yes, how did they enter: _____ <input type="checkbox"/> No <input type="checkbox"/> Don't know

I. OTHER QUESTIONS TO DETERMINE POTENTIAL RELIEF FROM DEPORTATION

If the answer to any question is “yes,” the client might be eligible for the relief indicated. References are to the *Relief Toolkit for Defenders*, available free online at www.ilrc.org/chart.

{Questions for All Immigrant Clients, Including Undocumented Persons and LPRS}

1. **Did your client enter the U.S. before his or her 16th birthday?** Yes No
Your client may be eligible for DACA if entered U.S. before turning 16 and before 6/15/2007.
See §17.12 DACA.
2. **Does client have a parent, grandparent, or sibling that has applied for immigration relief, even if that relief is still pending?** Yes No
Client may be eligible for immigration relief as a derivative of these applications. Very complicated and should consult with an immigration attorney
3. **Has your client been abused by a USC or LPR Relative?** Yes No
Your client or certain family members have been abused (including emotional abuse) by a USC or LPR spouse, parent, or adult child. What relative and what immigration status?
See §17.8 VAWA
4. **Is your client a victim of abuse but was also convicted of DV?** Yes No
Client was convicted of a deportable DV or stalking offense but in fact is the primary victim in the relationship. A waiver of the DV deportation ground, or the DV bar to non-LPR cancellation, might be available.
See §17.11 Domestic Violence Waiver
5. **Has Client been a victim of a crime?** Yes No
Client was a victim of a crime such as DV, assault, false imprisonment, extortion, stalking, or sexual abuse, and be or have been willing to cooperate in investigation or prosecution of the crime.
See §17.16 The “U” Visa.
6. **Is client charged with prostitution/related offenses or/victim of human trafficking?** Yes No
Client may be a victim of sex trafficking which could be a possible defense and/or means to obtain immigration status. Client must have been victim of (a) sex trafficking of persons (if under age 18, could have been consensual), or (b) labor trafficking, including being made to work by force, fraud.
See §17.17 “T” Visa.
7. **Is Client afraid to return to his or her home country for any reason?** Yes No
Mark “yes” if (a) Client fears persecution or torture if returned to the home country, see §§ 17.19 Asylum and Withholding and 17.20. Convention Against Torture; or (b) Client already is an asylee or refugee, see §17.21 Refugees and Asylees; or (c) Client is from a country that the U.S. designated TPS status based on natural disaster, civil war, or the like. See §17.22 Temporary Protected Status (TPS).

8. **Has your Client ever been abused, abandoned (including death of a parent), or neglected by one or both parents or guardian?** Yes No

If Client can't be returned to their home country, Client may be eligible for special immigrant juvenile status. (a) Abuse includes Physical harm inflicted non-accidentally, sex trafficking, sexual abuse and assault, bodily injury; (b) Neglect: conduct of parent resulting in emotional damage, harm as result of failure or inability to supervise or protect; or (c) Abandonment: child left without provision or support (includes death of a parent(s), child can be left in the care of one parent if the other parent fails to provide support for one year or fails to communicate with intent to abandon.

See §17.9 Special Immigrant Juvenile.

Question for LPR Client (green cardholders) only:

9. **Are Client's parent U.S. Citizen or are in the process of Naturalizing?** Yes No

An LPR under the age of 18 can derive citizenship if one or both of their parents naturalize before the client turns 18 years of age. A client may have acquired citizenship depending on the citizenship status of one or both of their parents at time of birth. VERY COMPLICATED!!

10. **Has your LPR client ever been granted Cancellation of Removal, 212(c) or suspension of removal in the past?** Yes No

An LPR may only apply for relief from deportation through Cancellation of Removal, 212(c) or suspension from removal **ONCE**.

11. **Has your LPR client lived in the U.S. for at least seven years?** Yes No

To apply for this waiver in deportation proceedings, Client must be LPR with (a) no aggravated felony conviction, (b) been an LPR for at least 5 years, (c) lived in the U.S. for at least 7 years since being admitted in any status (e.g. tourist, LPR, etc.), and (d) does not have a disqualifying conviction with 7 years of being admitted in any status. See §17.5 LPR

Notes: _____

