VICTIMS OF VIOLENCE CHART

FORM OF RELIEF	VAWA	U-VISA	Battered Spouse Waiver
WHO CAN APPLY?	Abused spouses, parents and children (under age 25) of United States Citizens (USC) and Legal Permanent Residents (LPR)	Non-citizens who have suffered "substantial physical or mental abuse" as result of an enumerated criminal violation committed against them in the United States (generally state crimes) Over 21 - spouse, children Under 21 – spouse, children, parents & siblings under 18	Abused spouses, parents and children (under age 25) of United States Citizens (USC) and Legal Permanent Residents (LPR)
WHAT MUST A VICTIM SHOW?	• He/she is legally married to (or the child of) a USC or LPR • Marriage was entered into in good faith • He/she was subjected "extreme cruelty" by USC or LPR spouse/parent • Good moral character • Residence with abuser	• He/she has suffered substantial physical or mental abuse as the result of a crime enumerated under INA 101 (a) (15)(U) • He/she possesses information concerning the criminal activity • He/she was, is, or is likely to be helpful to the police or prosecution • The criminal activity violated the laws of the U.S. or occurred in the U.S. or its territories. • AND that he/she is not inadmissible under INA 212(a)	• He/she is legally married to (or the child of) a USC or LPR • Marriage was entered into in good faith • He/she was subjected "extreme cruelty" by USC or LPR spouse/parent • Good moral character • Residence with abuser • Conditional legal permanent resident
WHAT BENEFITS CAN BE RECEIVED?	• Eligibility to adjust to LPR status (i.e. obtain a greencard) • Work authorization • Ability to sponsor certain family members to come to the U.S.	• Authorized stay in the U.S. for 4 years • Eligibility to adjust to LPR status (i.e. obtain a greencard) after 3 years • Work authorization • Allows for certain family members of the victim to receive legal status as well.	• Eligibility to waiver conditions on LPR • Ability to sponsor certain family members to come to the U.S.
WHAT TO FILE?	• Cover letter (detailing abuse and evidence) • G-28 (entry of appearance) • Applicant's Affidavit • **Form I-360** • Form I-765 • 2 Passport Photos • $85.00 Biometric Fee (or Fee Waiver) • Proof of Good Faith Marriage, Joint Residence, and Good Moral Character • Birth certificate of self and children • Supporting Documents	• Cover letter (detailing abuse and evidence) • G-28 (entry of appearance) • Applicant's Affidavit • **Form I-918** • Form I-918 Supplemental A for derivatives (if applicable) • Form I-918 Supplemental B (U-Visa Certification) • Form I-192, (if applicable) • Birth certificate of self and children • Passport • 2 Passport Photos • Fees (or Fee Waiver) • Supporting Documents	• Cover letter (detailing abuse and evidence) • G-28 (entry of appearance) • Applicant's Affidavit • **Form I-751** • Form- I-912, Request for fee waiver • 2 Passport Photos • Copy of Conditional legal permanent resident card • $85.00 Biometric Fee (or Fee Waiver) • Proof of Good Faith Marriage, Joint Residence, and Good Moral Character • Birth certificate of self and children Supporting Documents
WHERE TO FILE?	U.S. Citizenship and Immigration Services Vermont Service Center Attn: VAWA Unit 75 Lower Welden Street St. Albans, VT 05479-0001	U.S. Citizenship and Immigration Services Vermont Service Center Attn: VAWA Unit 75 Lower Welden Street St. Albans, VT 05479-0001	U.S. Citizenship and Immigration Services Vermont Service Center Attn: VAWA Unit 75 Lower Welden Street St. Albans, VT 05479-0001
PROCESSING TIME	4-6 months	12-18 months	12-18 months