

Legal Brief in Support of I-601 Application for 212(h) Waiver

Introduction

This legal brief is respectfully submitted on behalf of the Applicant, Jane Doe, in support of her Application for Waiver of Grounds of Inadmissibility under INA § 212(h).

Statement of Facts

The Applicant is a native and citizen of Country X who has resided in the United States since 2010. She is married to a U.S. citizen and is the primary caregiver of their two minor U.S. citizen children.

Legal Standard

Section 212(h) of the Immigration and Nationality Act (INA) allows the Attorney General to waive certain grounds of inadmissibility for select criminal offenses if the applicant demonstrates that denial of admission would result in extreme hardship to a qualifying relative.

Argument

A. Applicant Is Statutorily Eligible for the 212(h) Waiver

The Applicant is eligible for the waiver because she has not been convicted of an aggravated felony and has not previously been admitted to the United States as a lawful permanent resident.

B. Extreme Hardship to Qualifying Relatives

Removal of the Applicant would cause extreme hardship to her U.S. citizen spouse and children, considering:

1. Emotional and psychological impact on her family.
2. Financial hardship due to loss of the primary earner.
3. Disruption of children's education and well-being.

Conclusion

For the foregoing reasons, the Applicant respectfully requests that her application for a 212(h) waiver be granted.

Respectfully submitted,

Attorney's Name:

Date:

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