

LEGAL UPDATE

October 2010 By: Colleen L. Caden

USCIS ANNOUNCES NEW FILING FEES

The United States Citizenship and Immigration Service (USCIS) has announced it will increase the filing fees for most immigration applications, including premium processing, effective Tuesday, November 23, 2010. According to the final rule published in the Federal Register, the average application fee is increasing approximately 10 percent.

PREMIUM PROCESSING

The fee for premium processing petitions in 15 calendar days, including Form I-140 Immigrant Visa Petitions, will be raised from \$1,000 to \$1,225.

EMPLOYMENT-BASED IMMIGRATION APPLICATIONS

Among the new fees that employers will be required to pay are:

| Form | Current Fee | New Fee |
|---|-------------|---------|
| Form I-129 Petition for Nonimmigrant Worker | \$320 | \$325 |
| Form I-539 Application to Extend/Change Nonimmigrant Status | \$300 | \$290 |
| Form I-140 Petition for Alien Worker | \$475 | \$580 |
| Form I-485 Application to Adjust Status to Permanent Resident | \$930 | \$985 |
| Form I-131 Application for a Travel Document | \$305 | \$360 |
| Form I-765 Application for Employment Authorization | \$340 | \$380 |

The full schedule of current and new fees is listed below:

| Form | Current Fee | New Fee |
|---|-------------|---------|
| I-90 Application to Replace Permanent Resident Card | \$290 | \$365 |
| I-102 Application for Replacement/Initial Nonimmigrant Arrival-Departure Document | \$320 | \$330 |
| I-129 Petition for a Nonimmigrant Worker | \$320 | \$325 |
| I-129F Petition for Alien Fiancé(e) | \$455 | \$340 |
| I-130 Petition for Alien Relative | \$355 | \$420 |
| I-131 Application for Travel Document | \$305 | \$360 |
| I-140 Immigrant Petition for Alien Worker | \$475 | \$580 |

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|--|---------|---------|
| I-290B Notice of Appeal or Motion | \$585 | \$630 |
| I-360 Petition for Amerasian, Widow(er) or Special Immigrant | \$375 | \$405 |
| I-485 Application to Register Permanent Residence or Adjust Status | \$930 | \$985 |
| I-526 Immigrant Petition by Alien Entrepreneur | \$1,435 | \$1,500 |
| I-539 Application to Extend/Change Nonimmigrant Status | \$300 | \$290 |
| I-600/600A Orphan Petitions | \$670 | \$720 |
| I-687 Application for Status as a Temporary Resident | \$710 | \$1,130 |
| I-690 Application for Waiver on Grounds of Inadmissibility | \$185 | \$200 |
| I-694 Notice of Appeal of Decision | \$545 | \$755 |
| I-698 Application to Adjust Status From Temporary to Permanent Resident | \$1,370 | \$1,020 |
| I-751 Petition to Remove Conditions on Residence | \$465 | \$505 |
| I-765 Application for Employment Authorization | \$340 | \$380 |
| I-817 Application for Family Unity Benefits | \$440 | \$435 |
| I-824 Application for Action on an Approved Application or Petition | \$340 | \$405 |
| I-829 Petition by Entrepreneur to Remove Conditions | \$2,850 | \$3,750 |
| I-907 Request for Premium Processing | \$1,000 | \$1,225 |
| Civil Surgeon Designation | \$0 | \$615 |
| I-924 Application for Regional Center Under the Immigrant Investor Pilot Program | \$0 | \$6,230 |
| N-300 Application to File Declaration of Intention | \$235 | \$250 |
| N-336 Request for Hearing on a Decision in Naturalization Proceedings | \$605 | \$650 |
| N-400 Application for Naturalization | \$595 | \$595 |
| N-470 Application to Preserve Residence for Naturalization Purposes | \$305 | \$330 |
| N-565 Application for Replacement Naturalization/Citizenship Document | \$380 | \$345 |
| N-600/N-600K Naturalization Certificate Applications | \$460 | \$600 |
| Waver Forms (I-191, I-192, I-193, I-212, I-601, I-612) | \$545 | \$585 |
| Immigrant Visa DHS Domestic Processing | \$0 | \$165 |
| Biometric Services | \$80 | \$85 |

The foregoing is merely a discussion of the United States Citizenship and Immigration Service's increased filing fees, effective Tuesday, November 23, 2010. If you would like to learn more about this topic or how Pryor Cashman LLP can serve your legal needs, please contact Colleen L. Caden at 212-326-0147.

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Colleen Caden joined Pryor Cashman in 2009. She works with a diverse client base including Fortune 100 and 500 companies and represents clients in the professional sports, consumer products, financial services, media, consulting, higher education and health care industries.

Ms. Caden has experience in all aspects of immigration and nationality law and ensuring compliance with immigration laws, U.S. Department of Labor regulations and the U.S. Citizenship and Immigration Services programs. She has extensive experience advising clients on:

- The development and implementation of immigration programs and policies
- Strategic planning of long-term and short-term immigration needs to meet their unique circumstances and needs
- Immigration issues related to changing corporate structure

Ms. Caden also has a wealth of experience in preparing temporary visa petitions and applications for permanent residence. She also regularly speaks on U.S. business immigration issues.

While at Brooklyn Law School, Colleen served as Articles Editor of The Journal of Law and Policy and was Vice President of the Moot Court Honor Society.