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I-765, Application for Employment Authorization

i Alert: On Sept. 29, 2020, the U.S. District Court for the Northern District of California in *Immigration Legal Resource Center et al., v. Wolf, et al., 20-cv-05883-JWS*, preliminarily enjoined DHS from implementing or enforcing any part of the [USCIS Fee Schedule and Changes to Certain Other Immigration Benefit Request Requirements rule](#).

While the rule is preliminarily enjoined, we will continue to:

- Accept USCIS forms with the current editions and current fees; and
- Use the regulations and guidance currently in place to adjudicate applications and petitions. This includes accepting and adjudicating fee waiver requests as provided under Adjudicator's Field Manual (AFM) Chapters [10.9 \(PDF, 2.87 MB\)](#) and [10.10 \(PDF, 2.87 MB\)](#).

i ALERT: USCIS is taking steps to comply with the U.S. District Court for the District of Maryland's Sept. 11 preliminary injunction in *Casa de Maryland et al v. Chad Wolf*.

This preliminary injunction provides limited injunctive relief to members of two organizations, CASA de Maryland (CASA) and the Asylum Seeker Advocacy Project (ASAP), in the application of the [Removal of 30-day Processing Provision for Asylum Applicant-Related Form I-765 Employment Authorization Applications Rule](#) and the [Asylum Application, Interview, and Employment Authorization for Applicants Rule](#) to Form I-589s and Form I-765s filed by asylum applicants who are also members of CASA or ASAP.

Specifically, with regard to CASA and ASAP members, the court preliminarily enjoined enforcement of the following regulatory changes:

- Removal of the 30-day adjudicatory period for Form I-765, Application for Employment Authorization, based on an underlying asylum application;
- The requirement to submit biometric information and related fee as part of the filing of a Form I-765 based on an asylum application;
- The 365-day waiting period for Employment Authorization Document (EAD) eligibility based on an underlying asylum application;
- The bar on EAD eligibility for asylum applicants subject to the one-year filing bar for asylum, applicable to a Form I-765 based on an asylum application filed on or after Aug.

AILA Doc. No. 20100530. (Posted 10/5/20)

25, 2020;

- The discretionary review rule, providing that the agency has discretion as to whether to grant a Form I-765 based on an asylum application; and
- Removal of the rule deeming a Form I-589, Application for Asylum and for Withholding of Removal, complete if USCIS does not reject it within 30 days of receipt.

i ALERT: Applicants for Commonwealth of the Northern Mariana Islands (CNMI) Long-Term Resident Status: You must submit Form I-955 with your Form I-765. You may only apply for CNMI long-term resident status until Aug. 17, 2020.

i USCIS has updated the Direct Filing Addresses for Form I-765, Application for Employment Authorization, for eligibility category (a)(19) U-1 nonimmigrant (a)(20) U-2, U-3, U-4 or U-5 nonimmigrant and (c)(14) Deferred Action granted to U nonimmigrant waitlist placement.

Please refer to the [“Where to File”](#) section for information on where to file applications.

Please note, USCIS will allow a 30-day grace period in which affected applicants may file Form I-765 and all related forms at the previously designated service center. The grace period will run through Oct. 15, 2020. After that date, USCIS may reject those applications sent to the incorrect service center.

Certain aliens who are in the United States may file Form I-765, Application for Employment Authorization, to request employment authorization and an [Employment Authorization Document](#) (EAD). Other aliens whose immigration status authorizes them to work in the United States without restrictions may also use Form I-765 to apply to U.S. Citizenship and Immigration Services (USCIS) for an EAD that shows such authorization.

What This Form Can Help You Do

[Obtain an Employment Authorization Document](#)

Forms and Document Downloads

[Form I-765 \(PDF, 492.38 KB\)](#)

[Instructions for Form I-765 \(PDF, 426.18 KB\)](#)

[I-765 Worksheet \(PDF, 238.54 KB\)](#)

[Form G-1145, E-Notification of Application/Petition Acceptance \(PDF, 237.85 KB\)](#)

Form Details

AILA Doc. No. 20100530. (Posted 10/5/20)

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Edition Date



Where to File



Filing Fee



Checklist of Required Initial Evidence (for informational purposes only)



Special Instructions



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Last Reviewed/Updated: 10/01/2020



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