

# CENTER FOR HUMAN RIGHTS AND CONSTITUTIONAL LAW

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To: *Immigration Attorneys and CBOs* URGENT  
From: Peter A. Schey and Carlos R. Holguín  
Date: December 8, 2005  
Re: December 31, 2005, deadline to apply for legalization  
Please distribute copies to interested parties and community-based organizations

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The deadline to apply for *CSS* and *LULAC/Newman* legalization is December 31, 2005. Applications must be postmarked by December 31, 2005. If class members have not already applied, we recommend that they apply before the deadline.

To apply a class member must use a form I-687. You may obtain copies of this form with full instructions from the CIS web site: <http://uscis.gov/graphics/formsfee/forms/i-687.htm>. Also look at our web site for more information <http://www.legalizationusa.org> For more information you may also go to the CIS's manual for its employees about the Newman, CSS, and LIFE Act procedures: [http://uscis.gov/lpbin/lpext.dll/inserts/afm\\_redacted/afm-95-redacted-6746?fn=document-frame.htm&f=templates&2.0](http://uscis.gov/lpbin/lpext.dll/inserts/afm_redacted/afm-95-redacted-6746?fn=document-frame.htm&f=templates&2.0)  
[http://uscis.gov/lpbin/lpext.dll/inserts/afm\\_redacted/afm-95-redacted-6998?fn=document-frame.htm&f=templates&2.0](http://uscis.gov/lpbin/lpext.dll/inserts/afm_redacted/afm-95-redacted-6998?fn=document-frame.htm&f=templates&2.0)

If you discover that I-687 application forms are not available at your local CIS office, please immediately let us know by phone (call Linda Fang at 213 388-8693 ext 101), fax, or email.

When the I-687 is prepared, to help the class member remember dates, etc., check his or her old I-687 (if available) that the class member used to apply for a work permit between 1988 and 1996.

If class members have a pending LIFE Act application, or a denied LIFE Act application, we recommend that they file under *CSS* or *LULAC/Newman*, even if they have appealed their LIFE Act denial. If they miss the December 31 deadline, they cannot file under *CSS/LULAC* later if their LIFE Act is denied. People may have greater protections under *CSS/LULAC* than under the LIFE Act.

If before December 31 a class member cannot collect all of their declarations or evidence showing that they lived here from before 1982 until 1987, they should still mail their application by December 31 with whatever evidence they have and send more evidence later. We strongly recommend that applications be sent by "certified mail return receipt requested" or overnight delivery so that the applicant has proof of mailing.

I have attached a Q&A that may answer questions relating to *CSS/Newman* cases. I have also attached a memo we have sent to class members that largely tracks this memo.

**We plan to go back to court in the *CSS* and *LULAC/Newman* cases because class members are not being treated fairly. We also are investigating a new lawsuit because many class members were not treated lawfully under the LIFE Act. The main problem seems to be CIS's refusal to comply with the preponderance of the evidence standard and its demanding proof of continuous residence by clear and convincing evidence, If you have received a denial of any case and want us to review the file, please send a complete copy of the file to Attorney Linda Fang at our address above. Please organize the file with the oldest documents at the bottom. Thank you**

