

MEET YOUR CLIENTS:

Louisa Villegas is an LPR married to Jorge Villegas. Louisa and Jorge are both from Mexico. They married on November 16, 2013, after dating for six months. They were each married before and have children from their prior marriages as follows:

Louisa's children:

- a. Juliana Mendoza, USC, DOB: 2/14/2000(age 15)
- b. Luis Mendoza, USC, DOB: 1/17/1998 (age 16)

Jorge's children:

- c. Nina Villegas, DOB: 11/02/1994, undocumented (age 19)
- d. Jaime Villegas, DOB: 12/15/1995, undocumented (age 18)

Jorge came to the U.S. with a tourist visa in 2008, and has been in the U.S. since his entry. Nina and Jaime came in 2012 with their mother, and were smuggled into the U.S. Louisa and Jorge have lived together since their marriage, along with Juliana, Luis and Jaime. Nina lives with her boyfriend and she just found out that she is pregnant.

Issues to be Reviewed in Week Six Webinar:

Nina Villegas is now Nina Clark after marrying her U.S. citizen boyfriend Thomas Clark in December. Thomas filed a relative petition for her right after they married. Nina, Thomas and their newborn son Sebastian seek your assistance. They just received the approval notice for the I-130 petition Thomas filed for Nina. They want to know the next steps for Nina to receive her permanent residence. Nina reminds you that she came to the U.S. in 2012 without inspection.

1. Given the facts above, what process will Nina have to follow if she wants to obtain her permanent residence?
2. At which U.S. consulate will Nina process through?
3. What form will Nina have to submit to apply for an immigrant visa?
4. Does Thomas have to submit any additional form(s)? If so, which one(s)?
5. What are the likely documents that Nina will have to submit to apply for an immigrant visa?
6. What are the risks involved with Nina pursuing her permanent residence through consular processing?