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Padilla Questionnaire

- 1. Are you a citizen of the United States?
- 2. Are you a lawful permanent resident (LPR)?
 - a. How long have you been an LPR?
 - b. How did you obtain your LPR status?
- 3. If not an LPR, how did you enter the country?
 - a. If with a visa, did you overstay?
 - b. When did you enter the country?
 - c. If entered illegally, how many times have you entered the United States illegally?
 - d. If illegally in the U.S. how much time have you spent in unlawful status in the U.S.?
- 4. Have you ever been deported?
**** Clients often do not know the difference between a deportation and a voluntary departure. The difference can be crucial when determining their future eligibility for relief. Always verify a claim of a prior deportation with ICE.**
- 5. Do you have any family who is lawfully present in the United States?
 - a. USC or LPR spouse?
 - b. USC or LPR parents?
 - c. USC or LPR children?
 - d. other family, lawful or not?
- 6. Has anyone ever filed any paperwork for you, or any member of your family, at any time in the past in order to obtain you, or a family member, lawful status?
 - a. Obtain all the circumstances (this may include an application with USCIS or the Department of Labor)
- 7. Have you ever been arrested?
 - a. What was the result of *each* arrest?
**** Do an independent criminal history check.**
- 8. Are you afraid you will be persecuted if you are forced to return to your country of nativity?