

HOW TO REQUEST HUMANITARIAN PAROLE¹

What is Humanitarian Parole?

Humanitarian parole is a way to be released from detention during your immigration case. It is granted in special cases where there are urgent humanitarian reasons for why a person should be released from detention, or when release from detention would significantly benefit the public. These special cases typically include people with a serious medical condition that requires emergency medical attention, women who are pregnant, people who are serving as witnesses, victims of torture or rape, Cubans, or people applying for asylum who have passed a credible fear interview. If you are subject to mandatory detention, it is unlikely that your request for humanitarian parole will be granted.

- ***Note for Asylum Seekers:*** If you are seeking asylum and you presented yourself to an immigration official at the port of entry and have passed credible fear you may be eligible for release under a special kind of parole for asylum seekers. This is different from humanitarian parole, though you can request both. If you have not received paperwork about this parole or been asked to provide information about your identity and where you would stay if released you should ask your deportation officer if you can be considered for release the new parole guidelines for asylum seekers. If you haven't received any paperwork or response from your deportation officer, contact the Florence Project.

How do I request Humanitarian Parole?

If you think your case might merit humanitarian parole, you should fill out a Request for Humanitarian Parole. A blank request is attached here as Attachment A. In your request, you must 1) prove your identity, 2) state why you are not a flight risk, 3) state why you are not a danger to society, and 4) describe the reasons why your case merits parole.

1. Identity

List the documents you have that establish your identity. This evidence could include government issued-identification documents or affidavits confirming your identity from people who know you. A copy of each document should be attached to the Request for Humanitarian Parole. If you use an affidavit from someone who knows you, you should include a copy of their government-issued identification and their address.

¹ This self help packet was created in July 2009 by the Florence Immigrant & Refugee Rights Project to assist pro se respondents detained in Florence and Eloy, Arizona. The Florence Project's copyright protection permits dissemination and use of our pro se materials for educational and legal assistance purposes. We kindly ask that credit be given to the Florence Project when circulating our pro se materials or adapting them into your own materials for circulation.

2. Flight Risk

In this section, you need to list the reasons why you will continue to appear for your court hearings if you are released. These reasons could include family or community ties, employment history, length and stability of residence in the United States, a record of appearance at prior immigration court hearings, property ownership, availability of relief, or ability to post bond.

3. Danger to the Community

List the reasons why you will not pose a risk to the community. Evidence of your peaceful character could include affidavits from someone who knows you well, a mental health evaluation, or the lack of a criminal record.

4. Circumstances Meriting Parole

Humanitarian parole is only available when a) there are urgent humanitarian reasons why a person should be released, or b) a person's release would significantly benefit the public.

a. Urgent Humanitarian Reasons

List the urgent humanitarian reasons why you should be released. These reasons could include a serious medical condition that makes detention inappropriate, pregnancy, serving as a witness for a law enforcement agency, or that you are a juvenile. You should attach evidence documenting your medical condition, your pregnancy, a request to serve as a witness, or your age.

b. Public Interest

State the reasons why your release will benefit the public. Some reasons could include the impact your detention will have on your family members, the support of local church groups, strong ties to the community, or if you are a survivor of torture or rape. Affidavits from family members, colleagues, clergy members, or medical professionals should be attached to support your request.

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January 2010

Ms. Katrina Kane
Field Office Director
2035 N. Central Ave.
Phoenix, AZ 85004

HUMANITARIAN PAROLE REQUEST

Ms. Kane;

I, (name) _____ A# _____, am requesting that I be released on humanitarian parole because my continued detention is not in the public interest.

Identity

I have established my identity through the following documents:

_____ *See attachments.*

Flight Risk

I do not pose a flight risk for the following reasons:

See attachments.

Danger to the Community

I do not pose a danger to the community for the following reasons:

See attachments.

Circumstances Meriting Parole

According to section 212(d)(5)(A) of the Immigration and Nationality Act, the Department of Homeland Security has the power to parole an immigrant for urgent humanitarian reasons or significant public benefit. I am requesting parole based on the following urgent humanitarian reasons:

My parole will constitute a significant public benefit for the following reasons:

Thank you very much for your consideration of this request,

Respondent

Date

ATTACHMENTS:

The following documents have been attached to this request:

A. _____

B. _____

C. _____

D. _____

E. _____

F. _____

G. _____

H. _____