

9 FAM 42.61 Procedural Notes

(TL:VISA-386; 04-05-2002)

9 FAM 42.61 PN1 Procedure in Transferring Cases

9 FAM 42.61 PN1.1 Applicant Requests Transfer of Visa Files

9 FAM 42.61 PN1.1-1 Request to Receiving Post

(TL:VISA-386; 04-05-2002)

The IV applicant (beneficiary) must request in writing that the intended receiving post accept the case. There is no prescribed form or format for such a request, and the applicant may make the request by letter, facsimile or electronic mail. The applicant must send the request, along with a justification for the request, to the intended receiving post.

9 FAM 42.61 PN1.1-2 Action by Receiving Post

(TL:VISA-386; 04-05-2002)

Upon receiving the applicant's request for a transfer of the case, the intended receiving post must decide whether it will (or must) accept the case for processing. If the intended receiving post accepts the case, that post should request the transferring post to transfer the case. Electronic mail is the recommended means for making the request. [See 9 FAM 42.61 Notes for information concerning place of application.]

9 FAM 42.61 PN1.2 Special Priority for Applicants in Permanent Travel Status

(TL:VISA-3; 08-30-1987)

Special priority should be given to the cases of applicants who, because of their professions, are in permanent travel status.

9 FAM 42.61 PN1.3 Record of Transfer

(TL:VISA-386; 04-05-2002)

Once the receiving post informs the transferring post that it will accept the transfer, the transferring post must prepare a record of the transfer of a pending or refused visa case by making the appropriate entry in the computerized IV System . [See 9 FAM 42.41 PN3, and the IV System Manual for further explanation of the IV System procedure.]

9 FAM 42.61 PN2 Processing Homeless Cases

9 FAM 42.61 PN2.1 Role of NVC

(TL:VISA-206; 05-22-2000)

Each month the National Visa Center (NVC) will screen and enter all petitions for homeless beneficiaries not yet accepted for processing by posts abroad. Cases with current priority dates and immediate relative cases will be assigned to the appropriate post for processing.

9 FAM 42.61 PN2.2 Role of Overseas Posts

(TL:VISA-206; 05-22-2000)

Each month all posts abroad will provide NVC with copies of their monthly IV workload reports so that homeless cases can be fairly distributed.

9 FAM 42.61 PN3 Transferring Cases

(TL:VISA-386; 04-05-2002)

Posts must follow procedures in the automated immigrant visa processing system for transferring cases. In no case should a paper file be transferred without following the proper procedures in the automated system.