

**WISCONSIN STATE PUBLIC DEFENDER
IMMIGRATION PRACTICE GROUP QUESTIONNAIRE**

Please complete this questionnaire as completely as possible
if you are requesting immigration advice for a non-citizen defendant.

SPD ID: _____

Attorney: _____

Date: _____

Immigration Status:

- LPR - Lawful Permanent Resident (green card)
Since when: _____
- Refugee or granted asylum status ICE Detainer:
Since When: _____
- Undocumented (entered illegally)
Date of Entry: _____
- Previously Deported
 By ICE Saw Immigration Judge
- Other: _____

DOB: _____

Birthplace: _____

ICE Detainer: YES NO

Defendant is: IN CUSTODY
 NOT IN CUSTODY

Complete Criminal History:

(Include offense, date of conviction, and sentence (including suspended time) for each conviction. Include arrests, deferred adjudications, deferred prosecutions, imposed and stayed sentences, juvenile history, or other resolutions. [Please provide Judgments of Conviction if possible]

Family Ties:

SPOUSE: USC LPR Undocumented
PARTNER: USC LPR Undocumented
CHILDREN: Number ___ Ages: _____
 ___ USC ___ LPR ___ Undocumented
MOTHER: USC LPR Undocumented
FATHER: USC LPR Undocumented
USC Grandparents? Yes No

Defendant's Goals
Re: Immigration Consequences

- Avoid conviction that triggers deportation
- Preserve eligibility to obtain future immigration benefits (e.g. LPR status or citizenship)
- Preserve ability to ask immigration judge to get/keep lawful status & stay in U.S.
- Get out of jail ASAP
- Immigration consequences, including deportation are not a priority

Other goals re: immigration consequences:

Current Charge(s):

Plea Agreement(s):

Analysis of Immigration Consequences of Charges & Plea Alternatives/Offers:

Likelihood that charged crime(s) and/or plea alternatives will trigger deportation-including impact of sentence (regardless of time suspended):

_____,(offense): certain likely possible unlikely will not

Impact of conviction on eligibility to apply for relief from deportation or future immigration benefits:

_____,(offense): makes ineligible does not make ineligible unclear

_____(offense): makes ineligible does not make ineligible unclear

_____,(offense): certain likely possible unlikely will not

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Notes: Advice to Client, Defense Strategies Pursued:

Possible Strategies (may not apply in all cases)

- Attempt to negotiate to crime that does not trigger deportation or ineligibility for benefits/relief
- Sanitize record of conviction (especially plea form)
- Obtain sentence of <365 days or <180 days (including suspended time)
- File NOI/appeal or sentence modification where 365 day sentence imposed
- Get client out of jail before ICE apprehension

OTHER: _____

Resources Consulted