



U.S. DEPARTMENT OF STATE
U.S. EMBASSY SEOUL
CONSULAR SECTION, PETITION VISA UNIT
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IMPORTANT ADVICE ABOUT THE AFFIDAVIT OF SUPPORT (I-864)

If you do not fully comply with I-864 requirements you will be ineligible for an immigrant visa. Some Affidavit of Support procedures have changed. It is very important to follow the detailed instructions included with each form I-864W, I-864EZ, I-864 and I-864A downloadable from www.uscis.gov. Please bring the following documents to your appointment, even if your petitioner and any joint sponsor(s) already submitted them to the Department of State's National Visa Center (NVC).

1. I-864 completed and signed with only one year's tax return (IRS 1040, 1040A or 1040EZ or an official IRS transcript), which is current as of the date of execution of the I-864. If your petitioner did not file federal tax returns, do so immediately, if required by law (see #2). If your petitioner does not have copies of previously filed returns, get them from IRS. If your petitioner's earned or unearned income is from overseas sources, file a federal tax return as an overseas filer and bring the most recent copy of that return filed prior to the time of the I-864 signing.
2. If your petitioner's earned or unearned income is below the filing requirement, proof of these amounts and tax filing requirements for those tax years. A statement such as "I was a student or a housewife" is insufficient since it does not address your earned or unearned incomes and tax filing requirements. This explanation does not overcome the requirement for financial support and you may need a qualified joint sponsor's complete I-864 with all supporting documents.
3. Under Section 213A of the Act, a petitioner who is maintaining a residence outside the United States could not normally claim a U.S. domicile and would be ineligible to submit Form I-864, Affidavit of Support. Most Americans teaching English in Korea (or working for other Korean employers) fall into this situation. Most resolve the domicile problem with evidence of termination of their employment in Korea, employment contract or first pay statement from a new job in the U.S., new long term lease in the U.S., Korean exit and entry records, U.S. school registration and similar documents, often in combination.
4. For additional information about recent changes to Affidavit of Support Procedure, please review Fact Sheet: Affidavits of Support at www.uscis.gov, Frequently Asked Questions (FAQ's) at www.travel.state.gov and www.asktheconsul.org.