

February 25, 2020

U.S. Department of Homeland Security
U.S. Citizenship and Immigration Services
Texas Service Center
PO BOX 852381
Mesquite, TX 75185-2381

KENNETH MARCUS MONTGOMERY
646 AMBERCREST DRIVE
ARLINGTON, TX 76002
USA



U.S. Citizenship
and Immigration
Services



RE: ROSEMARY DUMNODI MONTGOMERY
I-130, Petition for Alien Relative

IOE0906976107

REQUEST FOR EVIDENCE (RFE)

IMPORTANT: THIS NOTICE CONTAINS YOUR UNIQUE NUMBER. THE ORIGINAL NOTICE MUST BE SUBMITTED WITH THE REQUESTED EVIDENCE.

You are receiving this notice because U.S. Citizenship and Immigration Services (USCIS) requires additional evidence to process your form. Please provide the evidence requested below. Include duplicate copies if you are requesting consular notification.

Your response must be received in this office by May 22, 2020.

Please note that you have been allotted the maximum period allowed for responding to a Request for Evidence (RFE). The time period for responding cannot be extended. 8 CFR 103.2(b)(8)(iv). Because many immigration benefits are time sensitive, you are encouraged to respond to this request as early as possible, but no later than the deadline provided above. If you do not respond to this notice within the allotted time, your case may be denied. The regulations do not provide for an extension of time to submit the requested evidence.

You must submit all requested evidence at the same time. If you submit only some of the requested evidence, USCIS will consider your response a request for a decision on the record. 8 CFR 103.2(b)(11).

If you submit a document in any language other than English, the document must be accompanied by a full and complete English translation. The translator must certify that the translation is accurate and he or she is competent to translate from that language to English. If you submit a foreign language translation in response to this request for evidence, you must also include a copy of the foreign language document.

Processing of your I-130 will resume upon receipt of your response. If you have not heard from USCIS within 60 days of responding, you may contact the USCIS Contact Center (NCSC) at 1-800-375-5283. If you are hearing impaired, please call the NCSC TDD at 1-800-767-1833.

PROOF OF LEGAL TERMINATION OF MARRIAGE

Submit proof of the legal termination of the marriage(s) of Petitioner Kenneth Marcus Montgomery and Timmakuela Ruby Montgomery.

Such proof would normally be a final (absolute) divorce decree, death certificate, annulment, etc. In order for the legal termination of a marriage to be considered valid for immigration purposes, it generally must be valid in the jurisdiction where it was terminated. In addition, the divorce must also be recognized in the jurisdiction where any subsequent marriage occurred. Matter of P, 4 I&N Dec. 610, (BIA 1952).

Note: A Divorce Nisi is not considered to be evidence of a final divorce.

INTENT TO MARRY WAS BONA-FIDE

Submit evidence to establish that Petitioner Kenneth Marcus Montgomery intent in marriage was to establish a life together with Beneficiary Rosemary Dumondi Montgomery. The evidence submitted should cover the entire period of the marriage. Such evidence may include, but is not limited to:

- (a) Proof of joint insurance policies or that one party was listed as a beneficiary on the insured spouse's policy;
- (b) Property leases, mortgages, or registrations;
- (c) Shared financial obligations and assets such as jointly filed income taxes showing that each return was properly filed with the state or federal government, or jointly held bank accounts, credit card accounts or utility bills;
- (d) Testimony or other evidence regarding courtship, wedding ceremony, shared residence and experience. You may submit your own statements or affidavits from others.

If you submit third party affidavits you must submit a sworn statement explaining why the usual supporting documents are unavailable. Additionally, each affidavit must conform to the guidelines cited below:

Affidavits -- Written statements sworn to or affirmed by two persons, other than yourself and the person you are petitioning for, who were living at the time the event(s) occurred, and who have personal knowledge of the event(s) you are trying to establish--for example, the date and place of a birth (including both parents' names); the date and place of a marriage or death. The persons making the affidavits may be relatives and need not be citizens of the United States. Each affidavit must contain the following information regarding the person making the affidavit: his/her full name and address; date and place of birth; relationship to you, if any; full information concerning the event(s); and complete details concerning how he/she acquired knowledge of the event(s).

USCIS will not accept a single statement signed by multiple individuals. Each person should submit their own affidavit to their personal knowledge of the event.

PLACE THE ATTACHED COVERSHEET AND THIS ENTIRE LETTER ON TOP OF YOUR RESPONSE. SUBMISSION OF EVIDENCE WITHOUT THE COVERSHEET AND THIS LETTER WILL DELAY PROCESSING OF YOUR CASE AND MAY RESULT IN A DENIAL.

Sincerely,

A handwritten signature in black ink that reads "Greg Richardson". The signature is written in a cursive style with a large, stylized "G" and "R".

Gregory A. Richardson
Director, Texas Service Center
Officer: XM1644



Form: I-130

RECEIPT#: IOE0906976107

A#:

**PLEASE RETURN THE REQUESTED INFORMATION
AND ALL SUPPORTING DOCUMENTS
WITH THIS PAGE ON TOP TO:**

**USCIS/TSC
PO BOX 852381
MESQUITE, TX 75185-2381**

Please check the appropriate box regarding if there is a new Form G-28, Notice of Entry of Appearance as Attorney or Accredited Representative. Please place the new Form G-28 directly under this sheet.

<input type="checkbox"/>	Yes, there is a new G-28
<input type="checkbox"/>	No, there is not a new G-28

If you have moved, write your current address in the blank area below. Please be sure to write clearly.

New Address:

As required by Section 265 of the Immigration and Nationality Act (8 U.S.C. 1305), you must also submit Form AR-11 within 10 days of your move.

Form AR-11 and instructions can be obtained at <http://www.uscis.gov/forms/ar-11>