

## OUTLINE OF FAMILY LAW ISSUES RELEVANT TO IMMIGRATION MATTERS

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- I. MARRIAGE - USCIS looks to state law
  - a. Validity of Foreign Marriage in U.S./PA
  - b. Prior Sham Marriage
  - c. Annulment of U.S. or Foreign Marriage
  
- II. DIVORCE
  - a. Validity of Foreign Divorce in U.S./PA
  - b. Fault Divorce in U.S.
  - c. Divorce for Waiver of Joint Petition
  
- III. PATERNITY
  - a. Establishment of Paternity in Foreign Countries
  - b. Relevant to SIJ and Other Cases
  
- IV. SUPPORT
  - a. Petitioning and Enforcement Against Undocumented Worker
  - b. Support Delinquency as Bar to Citizenship
  - c. Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance and the Hague Protocol on the Law Applicable to Maintenance Obligations
  
- V. CUSTODY
  - a. Status as Issue
  - b. Residence v. Citizenship for Children with regard to Convention on the Civil Aspects of International Child Abduction + Convention on Jurisdiction, Applicable Law, Recognition, Enforcement and Co-operation in Respect of Parental Responsibility and Measures for the Protection of Children
  - c. Need for Passport (U.S. Citizen Child + Undocumented Parent)
  - d. Care Authorization
  
- VI. ADOPTION
  - a. Meeting Definition of Child for Adoption by U.S. Citizen
  - b. International Adoption and Hague Convention on Protection of Children and Co-operation in Respect of Intercountry Adoption