

- Are you a U.S. Citizen?
- Is your fiancé(e) outside the United States?
- Which should you pursue?
   Fiancé(e) Visa (I-129F / K-1 Visa)
   or
   Spousal Immigrant Visa (I-130 / IVP)

Website: <u>www.srwlawyers.com</u> ◆ Blog: <u>www.familytousa.com</u>

# Choosing Between the Fiancé(e) Visa Route & Spousal Immigrant Visa Route

By Nisha V. Fontaine, Esq.



## I-129F / K-1 Visa

- Marriage <u>must</u> occur inside the United States
- 3 Stage Process to Green Card (I-129F, K-1 Visa, I-485/I-765/I-131)
- Average Processing Time to Entry Into U.S.:
  - ~ 8-9 mo. (Subject to change)

### I-130 / IVP

- Marriage <u>normally</u> occurs <u>outside</u> the United States
- 2 Stage Process to Green Card (I-130, IVP)
- Average Processing Time to Entry Into U.S.:
  - ~ 10-12 mo. (Subject to change)

# Fiancé(e) Visa Route

By Nisha V. Fontaine, Esq.



#### <u>I-129 F</u>

- •Filed by: U.S. Citizen Fiancé(e)
- Filed with: U.S. Citizen & Immigration Services
- Processing Time: ~ 5 mo.'s (Subject to Change)

If I-129F is approved, proceed



#### K-1 Visa

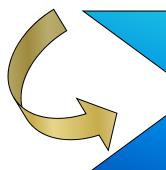
- •Filed by: Foreign National Fiancé(e)
- •Filed with: Dept. of State National Visa Center/U.S.
  Consulate in Foreign National's Home Country (NVC will contact Fiancé(e) to proceed with K-1 Visa Process)
- •Processing Time: ~ 3-4 mo.'s (Subject to Change)

Foreign National Fiancé(e) Receives Green Card

If Adjustment of Status is approved, proceed →

Caution: Fiancé(e)
must enter the U.S.
within 6 months of K-1
Visa approval

<u>Caution:</u> Couple must marry within 90 days of Fiancé(e)'s entry into U.S. If K-1 Visa is approved, proceed →



#### Adjustment of Status (I-485/I-765/I-131)

- •Filed by: Foreign National Fiancé(e)
- Filed with: U.S. Citizenship & Immigration Services
- •Processing Time: ~ 3-5 mo.'s (Subject to Change)

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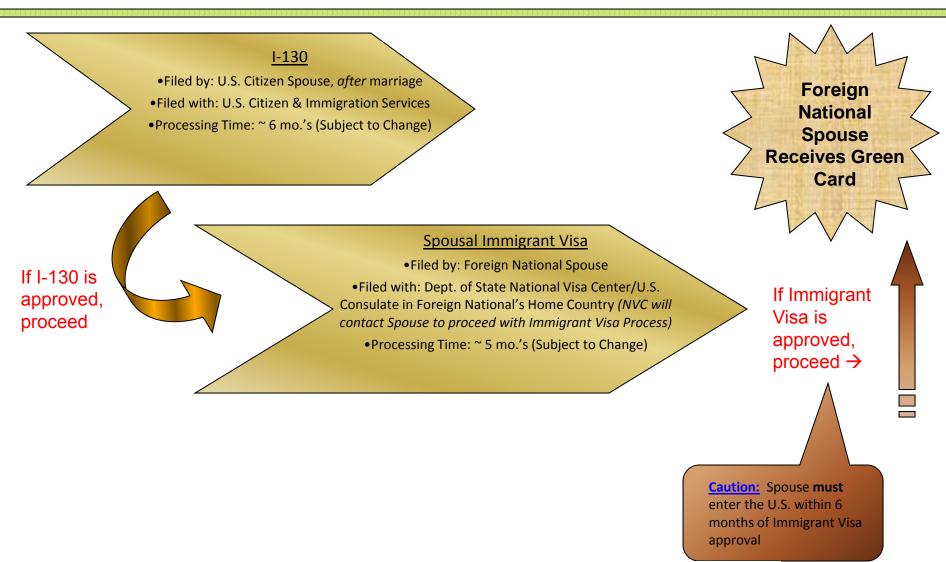
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## **Spousal Immigrant Visa Route**

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# Questions?

Schedule a <u>Consultation</u> with one of our experienced immigration attorneys to help you decide which route is best for you and your fiancé(e).