

Commission Exhibit No. 959

COPY

XIII - 92 (4)

Form approved
Budget Bureau No. 43-0001

**PETITION TO
CLASSIFY STATUS OF
ALIEN FOR ISSUANCE
OF IMMIGRANT VISA**

Date Filed

Fee Stamp
Commission Exhibit No. 959

(Read this form and the attached instructions carefully before filling in petition)

TO THE SECRETARY OF STATE:

The petition is approved:

Status is granted under section _____

Approval (Section 203(a)(1) cases only) expires _____

Remarks:

(District Director)

(District)

(Date)

The petition is revalidated:

Revalidation (Sec. 203(a)(1) cases

only) expires _____

(District Director)

(District)

(Date)

(PETITIONER IS NOT TO WRITE ABOVE THIS LINE)

1. Petition is hereby made to classify the status of the alien beneficiary for issuance of an immigrant visa as: (Check one)

The spouse, child (regardless of age), parent, brother, or sister of a United States citizen.

The spouse or unmarried child (regardless of age) of an alien lawfully admitted to the United States for permanent residence.

A highly skilled person, or as a minister.

Block I - Information Pertaining to Petitioner

Leo Harvey OSWALD

2. Name _____

(Give full name of person or organization, married women must also give maiden name)

3. Address in United States _____

7313 Davanport, Fort Worth, TEXAS

Address abroad (if any) _____

Kalina Street 4, Apt. 24, MEXICO, U.S.S.R. (State)

(The rest of this block is to be filled in only by an individual person filing a petition for a relative)

4. I was born _____

(Date)

(City)

(Country)

5. If you are a citizen of the United States, give the following:

Was your citizenship acquired through birth in the United States, through naturalization, through parentage, or through marriage?

If acquired through naturalization, give number of naturalization certificate and date and place of naturalization: _____

If acquired through parentage or marriage, have you obtained a certificate of citizenship in your own name based on such acquisition? _____

If so, give number of certificate: _____

If not, submit evidence of citizenship in accordance with instruction 3a (2).

Have you or any person through whom you claim citizenship ever lost United States citizenship? _____

If so, attach detailed explanation on separate sheet.

6. If you are a lawful permanent resident alien of the United States, give the following:

Alien Registration Number: A- _____

Date, place, and means of admission for lawful permanent residence _____

Have you ever lost status as a lawful permanent resident alien? _____

If so, explain: _____

Doc. H.—Information Pertaining to an Alien's Entry

1. Name of alien Varina N. OSVAD
(First name) (Middle Initial) (Last name)

2. Date, city, and country of birth of alien July 17, 1911, Molotovsk, Arzhangelskaya Oblast, USSR.

3. Relationship of alien to petitioner Wife

4. If this petition is for your spouse, give the following:
 Date and place of marriage April 30, 1951, Minsk, U.S.S.R.
 Number of your prior marriages None
 Number of prior marriages of spouse None

5. If this petition is for a child, is the child married? No

6. If this petition is for a brother or sister, are your parents the same as the alien's parents?
 If not, submit a separate statement giving full details as to parentage, dates of marriage of parents, and the number of previous marriages of each parent.

7. If separate petitions are also being submitted for other relatives, give names of each and relationship to petitioner:

8. If this petition is for a married brother, sister, son or daughter of a United States citizen, or for a highly skilled person or a minister, give the following:
 Name of alien's spouse _____
 Names and birthdates of children _____

 Full address of spouse and children _____

9. If this petition is for a highly skilled person or a minister, give the following:
 Alien's occupation _____; full address in the United States where services will be performed _____

10. Have you ever filed a petition for this alien before? No
 If so, give place and date of filing and result: _____

11. Has this alien ever been deported from the United States? No If so, give alien registration number, reason for deportation, and place where deportation hearing was held: _____

12. Address in the United States where alien will reside 7313 Evanport, Fort Worth, Texas

13. Present address of alien Palovina Street 4, Apt. 24, Minsk, U.S.S.R.

14. Location of American consulate where application for visa will be made _____
(City in foreign country) (Foreign country)

I swear (affirm) that I know the contents of this petition signed by me and that the statements herein are true and correct.

Service No. 756
Item No. 50
Fee: \$2.50 (equiv. 2.25 rubles)

See Entry-Outside (See Instruction No. 2)

Subscribed and sworn to (affirmed) before me this 11th day of July, A. D. 1961, at Moscow, U.S.S.R.

[SEAL] My commission expires _____

John A. Fisher
Consul of the United States of America
(Signature of officer administering oath) (Title)

(If you need more space to answer fully any questions on this form, use a separate sheet and identify each answer with the number of the corresponding question.)

Commission Exhibit No. 959

PLEASE TEAR OFF HERE BEFORE SUBMITTING PETITION

INSTRUCTIONS

All these instructions do not relate to the type of case which concerns you. Please read carefully those which do relate. Failure to follow instructions may require return of your petition and delay final action.

1. Eligibility. Petitions may be filed by certain persons or organizations to grant nonquota or preference quota visa classification to aliens under the Immigration and Nationality Act as follows:

- a. *By a United States citizen for specified relatives:* Except as noted in paragraph 2, a citizen of the United States may submit a petition on behalf of a spouse, children (regardless of their age), parents (if the citizen is at least 21 years of age), brothers or sisters.
- b. *By a lawful permanent resident alien for specified relatives:* Except as noted in paragraph 2, an alien lawfully admitted to the United States for permanent residence may submit a petition on behalf of a spouse or an unmarried child regardless of age.
- c. *By a religious denomination for a minister:* A religious denomination, having a bona fide organization in the United States, may submit a petition for the issuance of a visa to an alien who continuously for at least 2 years immediately preceding the time of his application for admission to enter the United States has been and seeks to enter the United States solely for the purpose of carrying on the vocation of a minister of such religious denomination requiring his services. The term "minister" means a person duly authorized by a religious sect or denomination to conduct religious worship, and to perform other duties usually performed by a regularly ordained pastor or clergyman. Lay preachers, cantors, nuns, or others not authorized to perform the duties usually performed by a regularly ordained pastor or clergyman do not come within this definition.
- d. *By a petitioner for a highly skilled alien whose services are urgently needed in the United States:* A petition may be filed for the issuance of an immigrant visa to a qualified alien whose services are needed urgently in the United States because of his high education, technical training, specialized experience, or exceptional ability, if such services would be substantially beneficial prospectively to the national economy, cultural interests, or welfare of the United States.

2. Petitions which cannot be approved. Approval cannot be given to petitions on behalf of—

- a. A parent, unless the United States citizen petitioner is at least 21 years of age.
- b. An adoptive parent, unless the relationship to the United States citizen petitioner exists by virtue of an adoption which took place while the child was under the age of 14, and the child has thereafter been in the legal custody of, and has resided with the adopting parent or parents for at least 2 years.
- c. A stepparent, unless the marriage creating the status of stepparent occurred before the citizen stepchild reached the age of 18 years.
- d. An adopted child, unless the child was adopted while under the age of 14 and has thereafter been in the legal custody of, and has resided with the adopting parent or parents for at least 2 years. The same petitioner may not petition for more than two such children unless necessary to prevent separation of brother and sisters.
- e. A stepchild, unless the child was under the age of 18 years at the time the marriage creating the status of stepchild occurred.
- f. A wife or husband by reason of any marriage ceremony where the contracting parties thereto were not physically present in the presence of each other, unless the marriage shall have been consummated.
- g. A prospective wife or husband.

3. Supporting documents. The following documents must be submitted with the petition.

- a. *To prove United States citizenship of petitioner (where petition is for relative of a citizen).*
 - (1) If you are a citizen by reason of birth in the United States, submit (a) your birth certificate, or (b) if birth certificate is unobtainable, copy of your baptismal certificate under seal of the church, showing place of birth (baptism must have occurred within 2 months after birth), or (c) if birth or baptismal certificate cannot be obtained, affidavits of two United States citizens who have personal knowledge of your birth in the United States.
 - (2) If you were born outside the United States and became a citizen through the naturalization or citizenship of a parent or husband, and have not been issued a certificate of citizenship in your own name, submit evidence of the citizenship and marriage of such parent or husband, as well as termination of any prior marriages. Also, if you claim citizenship through a parent, submit your birth certificate and a separate statement showing the date, port, and means of all your arrivals and departures into and out of the United States. (Do not make or submit a photostat of a certificate of citizenship. See Instruction No. 3.)
 - (3) If your naturalization occurred within 90 days immediately preceding the filing of this petition, or if it occurred prior to September 27, 1926, the naturalization certificate must accompany the petition. Do not make or submit a photostat of such certificate (see Instruction No. 3).
- b. *To prove family relationship between petitioner and beneficiary.*
 - (1) If petition is submitted on behalf of a wife or husband, it must be accompanied by a certificate of marriage to the beneficiary and proof of legal termination of all previous marriages of both wife and husband.
 - (2) If petition is submitted on behalf of a child, certificate of marriage of the parents, proof of termination of their prior marriages, and birth certificate of the child must accompany the application.
 - (3) If petition is submitted on behalf of a brother or sister, your own birth certificate and the birth certificate of the beneficiary, showing a common mother, must accompany this application. If the petition is on behalf of a brother or sister having a common father and different mothers, marriage certificate of your parents, and proof of termination of their prior marriages must accompany this application. If either petitioner or beneficiary is a married woman, marriage certificate (s) must accompany this application.

- (6) If petition is submitted on behalf of a parent, your own birth certificate and marriage certificate of your parents must accompany this application, as well as proof of termination of prior marriages of your parents.
- a. To establish eligibility of alien beneficiary for classification as a minister.
- (1) Attach a statement on official stationery regarding ordination or other authorization to act as a minister, and showing the name of each religious denomination or sect, the period of service and the addresses at which such services were performed, during the last 2 years. Such statement or statements shall be signed by the appropriate official having a knowledge of the prospective immigrant's religious service abroad and shall state the source of the official's knowledge of such service. Also submit statement explaining why services of the alien are needed by petitioner.
- b. To establish eligibility of alien beneficiary as a highly skilled immigrant.
- (1) Attach signed statement on stationery of petitioner as to the following: Name and title of person authorized to sign petition; date and place of incorporation or organization; nature of the business; average number of employees; average annual net income; description of the prospective work of the alien. The statement must also explain why the services of the alien are urgently needed in the United States and how they will be substantially beneficial to the national economy, cultural interests, or welfare of the United States.
 - (2) If the alien's eligibility is based solely on high education, attach certified copy of scholastic record showing period of attendance and degrees awarded. If the alien's eligibility is based on technical training, specialized experience, or exceptional ability, suggested examples of evidence which should be submitted are affidavits from independent sources, such as former employers or recognized experts in the alien's field of work, material published by the alien, or material published about him. If the nature of the position is such that a training period is necessary before a person can be regarded as proficient, state the length of such period, and submit proof that the alien has had the training for the required time.
 - (3) Attach a clearance order from the United States Employment Service, unless the occupation is one already determined to be needed in the United States. (Consult the nearest Immigration and Naturalization Service office for information on such occupations.)
- a. Documents in general.
- (1) All documents must be submitted in the original. If the petition is for a minister or a highly skilled person original documents will not be returned unless accompanied by photostatic copies. However, a photostatic copy unaccompanied by the original may be accepted if the copy bears a certification by an immigration or consular officer that the copy was compared with the original and found to be identical.
4. Preparation of petition. A separate petition for each beneficiary must be typewritten or printed legibly, with pen and ink (one copy only).
5. Execution of petition. You must sign the petition in your full, true, and correct name and affirm or make it under oath.
- a. In the United States the petition may be sworn to or affirmed before an immigration officer without the payment of fee, or before a notary public or other officer authorized to administer oaths for general purposes, in which case the official seal or certificate of authority to administer oaths must be affixed.
 - b. Outside the United States the petition must be sworn to or affirmed before a United States consular or immigration officer.
 - c. A member of the Armed Forces of the United States, either in the United States or abroad, may swear to or affirm the petition before an officer of the Armed Forces authorized to perform notarial acts under Article 136, Uniform Code of Military Justice. His wife or other dependent, abroad only, may swear to or affirm the petition in like manner.
6. Submission of petition. If you are residing in the United States, send the completed petition to the office of the Immigration and Naturalization Service nearest your place of residence. If you are petitioning for a highly skilled person or a minister, submit the petition to the office having jurisdiction over the place where the alien's services are to be performed. If you are residing outside the United States consult the nearest American consulate as to the foreign office of this Service designated to act on your petition. In all cases where the beneficiary of the petition is an unmarried child approaching the age of 21 years, the petition must be submitted in sufficient time for action to be completed on the petition and for the child to obtain a visa and reach the United States before the date on which he will be 21 years of age.
7. Fees. A fee of \$10, payable in United States currency, must accompany this petition. The fee is required for filing the petition and is not returnable regardless of the action taken. If you mail this petition, attach money order or check. DO NOT SEND CASH. Money order or check should be drawn on a United States bank to the order of "Immigration and Naturalization Service, Department of Justice." If residing in Guam, draw remittance in favor of the "Treasurer, Guam." If residing in the Virgin Islands, draw remittance in favor of the "Commissioner of Finance of the Virgin Islands."
8. Penalties. Title 18, United States Code, section 1546, provides: "Whoever knowingly makes under oath any false statement with respect to a material fact in any application, affidavit, or other document required by the immigration laws or regulations prescribed thereunder, or knowingly presents any such application, affidavit, or other document containing any such false statements, shall be fined not more than \$2,000 or imprisoned not more than 5 years, or both."
- Title 18, United States Code, section 1426 (h), provides: "Whoever, without lawful authority, prints, photographs, makes, or executes any print or impression in the likeness of a * * * certificate of naturalization or citizenship, or any part thereof, shall be fined not more than \$5,000 or imprisoned not more than 5 years, or both."

U.S. GOVERNMENT PRINTING OFFICE: 1955 O-528221

For sale by the Superintendent of Documents, U.S. Government Printing Office, Washington 25, D.C.

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