

EXECUTIVE OFFICE FOR IMMIGRATION REVIEW ADJUDICATION STATISTICS

Credible Fear and Asylum Process: Fiscal Year (FY) 2019 Quarter 2

Out of 100 aliens who were to claim a credible fear...¹

CREDIBLE FEAR INTERVIEW

United States Citizenship and Immigration Services (USCIS) would refer 83 credible fear claimants to EOIR
(83% of claims referred to EOIR)²

OPTION FOR EOIR TO REVIEW A NEGATIVE FEAR FINDING

6 cases are closed³

3 credible fear claimants would not request review by an immigration judge (IJ)

Alien Is Removed

8 credible fear claimants would request review by an IJ

CREDIBLE FEAR REVIEW (CFR)⁴

IJs would find credible fear for 2 credible fear claimant

(IJs find credible fear in 20% of CFRs)

REMOVAL PROCEEDINGS

EOIR would receive and complete 85 I-862 cases⁵ originating from credible fear claims

... only 13 out of 100 would be granted asylum.

ASYLUM APPLICATION

Only 48 credible fear claimants would file for asylum

(Of completed I-862 cases originating from a credible fear claim made to USCIS, 56 percent of aliens filed for asylum)

ASYLUM DECISION

IJs would grant asylum to only 13 credible fear claimants and would not grant asylum to 35 credible fear claimants

(Of completed I-862 cases originating from a credible fear claim made to USCIS, IJs grant asylum 15 percent of the time)



EOIR Data Generated: April 23, 2019

¹ Percentages used in assessing this population may change as more cases are completed over time and because some cases may be reopened.

² Based on USCIS data (generated April 26, 2019). Includes claims referred to EOIR in which USCIS did not make a credible fear finding because it could not obtain an interpreter.

³ Closed cases include those in which a claim is dissolved or

withdrawn or an alien is found to be ineligible for the credible fear process.

⁴ If USCIS finds that an alien has not established a credible fear, the alien may request review of that finding by an IJ. If the IJ finds that an alien has established a credible fear, then the alien (unless the alien is a stowaway) is placed in removal proceedings.

⁵ Includes completed removal, exclusion, and deportation case types.